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TITLE 3—THE PRESIDENT

PROCLAMATION 2720

PAN AMERICAN WEEK, 1947

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA

A PROCLAMATION

WHEREAS the Pan American Union was founded on April 14, 1890, to serve the cause of mutual understanding and cooperation among the nations of the Western Hemisphere; and

WHEREAS the inspiration and example furnished by the resulting peaceful collaboration of the American republics have contributed to the development of world-wide international collaboration through the United Nations for the welfare and security of all peoples everywhere; and

WHEREAS the Inter-American System that has developed around the Pan American Union will be further strengthened at the Ninth International Conference of American States to be held at Bogota, Colombia, in December of this year; and

WHEREAS it is fitting that the people of the United States should testify to the spirit of good neighborliness which binds them to the peoples of the other American republics and should take note of the mutual advantages to be gained through development of even closer cultural and commercial relations:

NOW THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby designate and proclaim the week beginning April 13, 1947, as Pan American Week; and I call upon the officials of the Government to display the flag of the United States on all public buildings during that week.

I also invite the several States, Territories, and possessions of the United States, through their appropriate officials, and the churches, schools, clubs, and other organizations, as well as the people of the United States generally, to participate in the observance of Pan American Week with suitable commemorative displays, exhibits, and ceremonies, or other activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 17th day of March in the year of our Lord nineteen hundred and [SEAL] forty-seven, and of the Independence of the United States of America the one hundred and seventy-first.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 47-2691; Filed, Mar. 19, 1947;
11:26 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration, Department of Agriculture

Subchapter E—Production Credit Division

[Farm Credit Administration Order 448]

PART 48—PRODUCTION CREDIT CORPORATIONS

PART 49—PRODUCTION CREDIT ASSOCIATIONS

PART 52—PARTICULAR PRODUCTION CREDIT ASSOCIATIONS

AUTHORITY OF OFFICERS OF PRODUCTION CREDIT CORPORATION OF SPRINGFIELD IN SUPERVISION OF PRODUCTION CREDIT ASSOCIATIONS

Subchapter E, Chapter I, Title 6 of the Code of Federal Regulations is hereby amended by adding new Part 52, and by amending §§ 48.2 and 49.2, as follows:

1. Part 52 is added to read as follows:

§ 52.1 *Supervision by corporation of associations in First Farm Credit District.* Wherever in Parts 50 and 51 of this title authority is conferred upon the president of the corporation, such authority with respect to the associations in the First Farm Credit District may be exercised by either the President or the Executive Vice President of the Production Credit Corporation of Springfield.

2. The reference in § 48.2 to "6 CFR, Part 51" is amended to refer to "6 CFR, Parts 51 and 52."

3. The references in §§ 48.2 and 49.2 to "6 CFR, Parts 50 and 51" are amended to refer to "6 CFR, Parts 50, 51, and 52."

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(Secs. 20, 23, 60, 48 Stat. 259, 261, 266; 12 U. S. C. 1131d, 1131g, 1138)

Promulgated by the Farm Credit Administration and by the Production Credit Corporation of Springfield.

[SEAL] I. W. DUGGAN,
Governor.

MARCH 11, 1947.

[F. R. Doc. 47-2608; Filed, Mar. 19, 1947; 8:49 a. m.]

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 245—IRISH POTATOES

1947 ACREAGE GOALS

Revisions in official estimates of acreage planted to potatoes in the years 1941-46 provide the basis for the following revisions in 1947 acreage goals for Irish potatoes (11 F. R. 14661)

1. Section 245.69 (i) is amended by deleting "2,669,800 acres" from the second line thereof and substituting "2,517,000 acres"

2. Section 245.72 is amended to read as follows:

§ 245.72 *Apportionment of the National Acreage Goal of 2,517,000 acres among the States.* The 1947 State Acreage Goals are as follows:

State	Late or other guide	Early Commercial guide	State goal
	1	2	3
Surplus Late:	1,000 acres	1,000 acres	1,000 acres
Maine.....	185.6		185.6
New York.....	104.3	153.1	157.4
Pennsylvania.....	135.6		135.6
Michigan.....	157.3		157.3
Wisconsin.....	121.7		121.7
Minnesota.....	165.3		165.3
North Dakota.....	153.0		153.0
South Dakota.....	29.9		29.9
Nebraska.....	62.9	5.1	68.0
Montana.....	17.8		17.8
Idaho.....	167.5		167.5
Wyoming.....	15.5		15.5
Colorado.....	83.3		83.3
Utah.....	16.1		16.1
Nevada.....	2.9		2.9
Washington.....	38.2		38.2
Oregon.....	45.3		45.3
California.....	38.6	53.3	91.9
Total.....	1,540.8	111.5	1,652.3
Other Late:			
New Hampshire.....	6.3		6.3
Vermont.....	9.2		9.2
Massachusetts.....	22.0		22.0
Rhode Island.....	5.9		5.9
Connecticut.....	18.9		18.9
West Virginia.....	28.2		28.2
Ohio.....	53.3		53.3
Indiana.....	23.6		23.6
Illinois.....	19.9		19.9
Iowa.....	27.0		27.0

¹ Long Island, total of Early, Commercial and Late.

State	Late or other guide	Early Commercial guide	State goal
	1	2	3
Other Late—Con.	1,000 acres	1,000 acres	1,000 acres
New Mexico.....	3.8		3.8
Arizona.....		4.6	4.6
Total.....	20.1	4.6	24.7
Intermediate:			
New Jersey.....	9.1	47.3	56.4
Delaware.....	3.5		3.5
Maryland.....	10.7	4.7	15.4
Virginia.....	31.5	32.4	63.9
Kentucky.....	34.0	3.5	37.5
Missouri.....	24.8	3.7	28.5
Kansas.....	13.3	5.2	18.5
Total.....	123.9	63.8	223.7
Early:			
North Carolina.....	45.7	23.0	74.7
South Carolina.....	11.8	11.5	23.3
Georgia.....	23.3	3.7	24.0
Florida.....	3.7	24.0	23.6
Tennessee.....	31.9	4.2	33.1
Alabama.....	22.4	21.9	44.3
Mississippi.....	21.1	3.7	24.8
Arkansas.....	32.3	6.1	33.4
Louisiana.....	18.6	24.2	42.8
Oklahoma.....	25.5	2.0	22.5
Texas.....	22.6	24.2	45.8
Total.....	211.9	154.4	406.3
All States.....	2,142.7	397.3	2,547.0

(Sec. 4 (a) 55 Stat. 498 as amended by 56 Stat. 768; 15 U. S. C. Sup. 713a-8)

Dated: March 14, 1947.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 47-2597; Filed, Mar. 19, 1947; 8:46 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 82, Termination and Liquidation]

PART 1405—FRUITS AND VEGETABLES

WALNUTS

The provisions of War Food Order No. 82, as amended (8 F. R. 13283, 16643; 9 F. R. 4321, 4319, 9584, 11419, 13619; 10 F. R. 103, 10419; 11 F. R. 5105) are hereby terminated effective as of 11:59 p. m., P. s. t., March 31, 1947.

The affairs of the Program Committee established pursuant to the provisions of said War Food Order No. 82, as amended, shall be liquidated in accordance with the following terms and conditions:

(a) Before the close of business on March 31, 1947, the Program Committee shall deliver to the custody or control of the members of the Walnut Control Board (hereinafter described more fully) all the money, other assets, books, and other records in the possession, or under the control, of said Program Committee, at that time, in its capacity as the administrative agency under War Food Order No. 82, as amended. Said Walnut Control Board, whose address is 213 Wholesale Terminal Building, Los Angeles 21, California, is the administrative agency established pursuant to the provisions of Marketing Agreement No. 62, as amended, and Marketing Order

No. 1, as amended (7 CFR 901.1 et seq., as amended, 7 CFR, Cum. Supp., 901.4, 901.17) and its members, hereinafter referred to as the "Board of Trustees," are appointed trustees for the handling of this liquidation action: *Provided*, That, while this order is in effect, any change in the membership of the said Walnut Control Board shall operate automatically to make a corresponding change in the membership of the Board of Trustees.

(b) For the purpose of handling this liquidation action, the officers of the Board of Trustees shall be the same as the officers of the aforementioned Walnut Control Board, exercising the same respective types of powers and performing the same respective types of duties, insofar as such powers and duties are applicable hereunder.

(c) Meetings of the Board of Trustees may be held, when necessary in connection with the liquidation of the affairs of the said Program Committee, at any time and at any place in California, Oregon, or Washington, on the call of the Chairman. The rules of procedure to be followed in connection with each such meeting, including, but not limited to, the method and manner of voting, shall be the same as those prescribed in that regard in the aforementioned marketing agreement, as amended, and marketing order, as amended, for the Walnut Control Board, except that all decisions of the Board of Trustees shall be by a majority vote of all the members.

(d) The members of the Board of Trustees shall serve without compensation, but they shall be allowed their necessary expenses. These and all other necessary liquidation expenses shall be paid from funds of the Program Committee which are involved in this liquidation action.

(e) The Board of Trustees shall keep books, and other records of its operations, which clearly reflect all of its acts and transactions as trustee, which books and other records shall be subject, at any time, to examination by the Secretary of Agriculture, or his designated representative. The Board of Trustees shall cause the books and other records of the Program Committee (in connection with its operations under War Food Order No. 82, as amended), and its own books and other records as trustee hereunder, to be audited by one or more competent accountants as of the close of the liquidation period, as provided for herein, and shall submit promptly, to the Secretary of Agriculture, copies of such audit reports.

(f) Any furniture, fixtures, or other personal property of the Program Committee may be sold by the Board of Trustees for such price and under such conditions as may be approved in writing by the Director of the Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington, D. C.

(g) After payment of outstanding obligations, if any, and the expenses necessary to be incurred in connection with this liquidation action, from the funds involved in such liquidation action, the remaining funds, including funds derived from the sale of any furniture, fix-

tures, or other personal property of the Program Committee, shall be distributed, by the Board of Trustees, to each person from whom an assessment was collected, pursuant to War Food Order No. 82, as amended, for the period beginning September 1, 1946, and ending March 31, 1947, in the proportion that the amount of assessment so paid by such person bears to the total amount of the assessments paid by all persons during that period.

(h) Upon completion of the liquidation of the affairs of the Program Committee, the books and other records (together with the file cabinets or other containers thereof) of both the Program Committee and the Board of Trustees shall be delivered to, and retained by, the aforementioned Walnut Control Board.

(i) The liquidation of the affairs of the Program Committee shall be completed, and a final report of the Board of Trustees in connection therewith shall be submitted to the Secretary of Agriculture, on or before June 30, 1947.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 82, as amended, prior to the effective time of this termination action, all provisions of the said War Food Order No. 82, as amended, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding in regard to any such violation, right, liability, or appeal. —

(E. O. 9280, 7 F. R. 10179, E. O. 9577, 10 F. R. 8087)

Issued this 14th day of March 1947.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 47-2595; Filed, Mar. 19, 1947;
8:46 a. m.]

TITLE 10—ARMY WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 305—PAYMENT OF BILLS AND ACCOUNTS

MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Part 305 are hereby prescribed:

1. Rescind §§ 305.5 and 305.6 and substitute the following:

§ 305.5 *To whom payment may be made*—(a) *Other than lowest bidder* Payment may be made to other than the lowest bidder where the award was made in accordance with §§ 802.201 to 802.282, inclusive of Chapter VIII of this title; (Procurement Regulation No. 2) and §§ 803.301 to 803.398A, inclusive of Chapter VIII of this title, (Procurement Regulation No. 3)

(b) *Other than original contractor* Payment may be made to other than the original contractor when the rights under the contract have been validly assigned or transferred. See Subpart J, §§ 803.390 to 803.398b, inclusive, of Chap-

ter VIII of this title, (Procurement Regulation No. 3) Also see R. S. 3477 (31 U. S. C. 203) R. S. 3737 (41 U. S. C. 15; M. L. 1939, Sup. III, sec. 739) act of October 9, 1940 (54 Stat. 1029; 31 U. S. C. 203; 41 U. S. C. 15)

§ 305.6 *When payment may be made*—(a) *Advances of public money prohibited.* Section 3648, Revised Statutes (31 U. S. C. 529) as amended by act of August 2, 1946 (Pub. Law 600, 79th Cong.) prohibits payments in advance of the delivery of supplies or rendition of service unless authorized by the appropriation concerned or other law. Purchases of coupon books for gasoline and oil are within the prohibition, and payment may not be made until the supplies are actually furnished. (See 8 Comp. Gen. 454.) For authorized exceptions to the general prohibition contained in section 3648, Revised Statutes, as amended see section 1 (c) act of July 2, 1940 (54 Stat. 712) as amended by section 103, act of September 9, 1940 (54 Stat. 875; 50 U. S. C. App. Sup. V 1171) sec. 201, Title II, First War Powers Act December 18, 1941 (55 Stat. 839; 50 U. S. C. App., Sup. V 611) Title I, Executive Order 9001, December 27, 1941.

(b) *Procedure for making advance payments.* The procedure for effecting advance payments to contractors under the statutes and Executive order set forth in paragraph (a) of this section is set forth in Subpart G, §§ 803.319 to 803.321-12, inclusive, of Chapter VIII of this title, (Procurement Regulation No. 3)

2. In § 305.7 paragraph (c) (3) is amended and paragraph (d) is added as follows:

§ 305.7 *What payment is authorized.* * * *

(c) *Customs duties on foreign purchases.* * * *

(3) *Philippine export tax.* No export shall be imposed or collected by the Philippines on articles exported to the United States. See sec. 322, act of April 30, 1946 (Pub. Law 371, 79th Cong.)

(d) *Taxes—Federal, State and local.* See §§ 808.801 to 808.897-6, inclusive, of Chapter VIII of this title (Procurement Regulation No. 8)

3. Amend paragraphs (b) (c) (2) (d) (f) (3) (i) and (f) (3) (v) of § 305.8 to read as follows:

§ 305.8 *Adjustments.* * * *

(b) *Contract provisions for price adjustment.* The contract may contain provision for price adjustment. Payment will be made in accordance therewith.

(c) *Transportation costs.* * * *
(2) *Land-grant deductions.* Effective October 1, 1946, land-grant deductions were discontinued except where transportation was specifically contracted for prior to such effective date.

(d) *Inferior goods.* Varying contract provisions are found dealing with goods that do not conform to specifications but are nevertheless retained and used by the Government. For instance, certain quartermaster contracts dealing with canned foods provide for deduction from

the contract price and for cash reimbursement, in lieu of the right to reject and require replacement of defective cans. Other contracts provide that, if public necessity requires use of rejected goods not conforming to specifications, payment therefor shall be made at a proper reduction in price. Payment for rejected goods so retained and used has usually been on the basis of their reasonable value as distinguished from the contract price. (See *Barry v. United States*, 229 U. S. 47; *Cor & Sons v. United States*, 55 Ct. Cl. 7; 5 Comp. Gen. 993.) Where contract terms provide for payment of a lesser amount in the event that inferior goods are accepted under proper authority, payment may be made by disbursing officers on the basis of the determination of the contracting officer without reference to the Office of the Chief of Finance; *Provided*, There is received by the disbursing officer an invoice certified by the contractor in the reduced amount covering the inferior goods. In all cases where inferior goods are accepted at reduced prices, and the covering contract does not provide for such acceptance, the disbursing officer will submit the voucher for such reduced payment to the Office of the Chief of Finance for consideration.

* * * (f) *Delay in performance* * * *

(3) *When liquidated damages provided for in contract*—(1) Whenever under a contract containing a liquidated damages clause, the contractor fails to perform within the stipulated period and the time is not extended or the liquidated damages waived, the disbursing officer will deduct the maximum amount of liquidated damages for which the contractor may be liable and claim credit for the net amount only, crediting the amount so deducted to the open allotment and project account for the reserve for settlement of claims subject to a determination whether all or part of the amount of liquidated damages withheld is due to the contractor and, if appropriate, the taking of repayment action set forth in TM 14-702. Except in such instances where repayments are made, amounts withheld on account of liquidated damages will not again become available for obligation or for payment by disbursing officers, and any protests made by the contractor against the deduction of liquidated damages will be forwarded, together with a statement of all payments made, citations to all vouchers, and a detailed statement from the contracting officer, through the Chief of Finance. Attention: Receipts and Disbursements Division, The Pentagon, Washington 25, D. C., to the General Accounting Office. See 16 Comp. Gen. 374.

(v) In the event that liquidated damages are credited to the open allotment account established for the reserve for settlement of claims, and subsequently it is determined that such amounts were withheld erroneously or are otherwise found to be due to the contractor, by reason of changes in the contract terms or by reason of any other procedures approved by appropriate authority providing for repayments of amounts so

withheld, the amounts so determined to be payable may be certified on a payment voucher and charged to the open allotment account established for the reserve for settlement of claims under the applicable appropriation.

[AR 35-6040, Feb. 18, 1947] (R. S. 161, 5 U. S. C. 22)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-2589; Filed, Mar. 19, 1947;
8:46 a. m.]

TITLE 11—ATOMIC ENERGY

Chapter I—United States Atomic Energy Commission

PART 40—CONTROL OF SOURCE MATERIAL

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- 40.70 Effective date.

AUTHORITY: §§ 40.1 to 40.70, inclusive, issued under Pub. Law 585, 79th Cong., 60 Stat. 755 et seq.

GENERAL PROVISIONS

§ 40.1 *Basis and purpose.* The regulations in this part, for the control of source material essential to the production of fissionable material, are promulgated by the United States Atomic Energy Commission pursuant to the Atomic Energy Act of 1946 (60 Stat. 755) in order to assure adequate source material for production, research, and development activities and to prevent the use of such material in a manner inconsistent with the national welfare.

§ 40.2 *Definitions.* (a) As used in this part, the term "source material" means any material, except fissionable material, which contains by weight one-twentieth of one percent (0.05%) or more of (1) uranium, (2) thorium, or (3) any combination thereof.

(b) "Fissionable material" means fissionable material as defined in section 5 of the Atomic Energy Act of 1946 and regulations which may be issued pursuant to that act by the Commission.

(c) "Raw source material" means (1) source material which has not been chemically processed in any manner and (2) source material in the form of residues or tailings.

(d) "Refined source material" means source material other than raw source material.

(e) "Person" means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, the United States or any agency thereof, any government other than the United States, any political subdivision of any such government, and any legal successor, representative, agent, or agency of the foregoing, or other entity, but shall not include the Commission or officers or employees of the Commission in the exercise of duly authorized functions.

(f) "The United States," when used in a geographical sense, includes all territories and possessions of the United States and the Canal Zone.

(g) "Commission" means the Atomic Energy Commission created by the Atomic Energy Act of 1946, or its duly authorized representative.

TRANSFER OF SOURCE MATERIAL

§ 40.10 *Restriction on transfers.* Unless authorized by a license issued by the Commission, no person may transfer or deliver, receive possession of or title to, or export from the United States, any source material after removal from its place of deposit in nature. This includes the disposition of raw source material (including residues or tailings) by dumping into streams or sewers, or disposition in such other manner that recovery cannot be made. The restriction of this section does not apply to any transfer, delivery, or receipt of possession or title exempted by § 40.11.

§ 40.11 *Exempted transfers.* Except where export is intended or where export occurs, the restriction of § 40.10 does not apply to any transfer, delivery, or receipt of possession or title, of the following:

(a) During any single calendar month a quantity of raw source material after removal from its place of deposit in nature which contains less than 10 pounds of uranium or thorium or any combination thereof, or

(b) Products listed in Schedule I (§ 40.60)

LICENSES

§ 40.20 *Applications for licenses.* Applications for licenses to transfer or deliver, receive possession of or title to, or export source material shall be filed with the United States Atomic Energy Commission, P. O. Box 42, Station F, New York 16, New York. Applications

should be filed on Form AEC-2, copies of which are available at the above address. When it is impracticable to use this form, applications may be made by letter or telegram, giving the information required by Form AEC-2.

§ 40.21 *Issuance of licenses.* Upon a determination that an application meets the requirements of the Atomic Energy Act of 1946 and of the regulations of the Commission, the Commission will issue a license in such form and upon such conditions as it deems appropriate and in accordance with law.

§ 40.22 *Standards for issuance of licenses.* In making the determination mentioned in § 40.21, the Commission will be guided by the following standards:

(a) Assurance of the common defense and security.

(b) Assurance of adequate source materials for production, research and development;

(c) Prevention of the use of source materials in a manner inconsistent with the national welfare;

(d) Preservation of health and safety.

So far as consistent with these standards, licenses will be granted upon conditions that will not interfere with the conduct of normal business activities. No license will be issued to any person if to do so would, in the opinion of the Commission, be inimical to the common defense and security.

§ 40.23 *Types of licenses.* Licenses are of two basic types, general and specific. General licenses are issued to an identified class of persons who are not designated by name, such as common or contract carriers, retail druggists or physicians, and others, to permit transfers of source material under specified conditions without the filing of an application with the Commission. General licenses now in effect are set out in Schedule III (§ 40.62). Specific licenses are issued to named persons in response to applications filed with the Commission. Specific licenses may authorize a continuing activity or, as in the case of exports, may be limited to an individual transaction. So far as consistent with the purposes of the Atomic Energy Act of 1946, licenses will be tailored to fit the normal business requirements of the licensee.

§ 40.24 *Conditions of licenses.* Each license will require the licensee to comply with certain conditions, including the filing of reports with the Commission and restrictions upon the use of source material. Willful failure of a licensee to file any such report which truthfully sets forth all information required, or willful failure to comply with any other condition of the license, shall constitute a violation of the regulations in this part.

§ 40.25 *Revocation, suspension, modification of licenses.* Any license may be modified, withdrawn, suspended, revoked, or annulled at any time in the discretion of the Commission upon a determination by the Commission that the public health, interest or safety requires such action or that the licensee has willfully failed to

comply with any condition of the license. In the absence of such a determination, no modification, withdrawal, suspension, revocation, or annulment of any license will be made except upon application therefor by the licensee or unless, prior thereto, facts or conduct warranting such action have been called to the attention of the licensee in writing and the licensee has been accorded opportunity to demonstrate or achieve compliance with all lawful requirements. Nothing in this part shall limit the authority of the Commission to issue or amend its regulations in accordance with law.

§ 40.26 *Renewal of licenses.* In any case in which a licensee has filed an application in proper form for a renewal or a new license not less than 30 days prior to expiration of his existing license, such existing license, to the extent that it has reference to any activity of a continuing nature, shall not expire until the application for a renewal or a new license has been finally determined by the Commission.

§ 40.27 *Transfer of licenses.* Licenses shall be non-transferable.

§ 40.28 *Licenses to transfer uranium for certain uses.* Unless justified by exceptional circumstances licenses will not be issued for transfers of source material which contains by weight uranium in excess of one-twentieth of one percent (0.05%) for use in the manufacture of or for incorporation in any of the products listed in Schedule II (§ 40.61)

§ 40.29 *Control or possession of source material by persons who do not hold specific or general licenses.* (a) Any person who has, or who hereafter obtains, possession of or title to (1) a quantity of raw source material after removal from its place of deposit in nature which contains 10 pounds or more of uranium, thorium, or any combination thereof, or (2) a quantity of refined source material which contains 1 pound or more of uranium, thorium, or any combination thereof (except refined source material imported in products listed in Schedule I (§ 40.60)) shall, not later than 30 days after the effective date of the regulations in this part or after the date of obtaining such possession or title, whichever is later, file with the Commission a reasonably detailed statement of:

- (i) The nature of the material,
- (ii) Its quantity,
- (iii) Its uranium and thorium content,
- (iv) Its location, and
- (v) Its ownership.

(b) The requirement in paragraph (a) of this section does not apply to any person who holds a specific or general license from the Commission.

REPORTS

§ 40.30 *Reports.* Reports, in addition to those called for in licenses, may be required by the Commission from time to time, subject to approval by the Bureau of the Budget in certain cases, with respect to the ownership, possession, extraction, refining, shipment, or other handling of source material after removal from its place of deposit in na-

ture, as the Commission may deem necessary.

NOTE: The reporting requirements hereof have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

VIOLATIONS

§ 40.40 *Penalties for violations.* A violation of the regulations in this part shall be deemed to be a violation of the Atomic Energy Act of 1946 and shall subject the violator to the penalties therein prescribed. In addition, the Commission may take such action with respect to source material involved in any violation as it deems appropriate and in accordance with law.

INTERPRETATIONS, PETITIONS, AND COMMUNICATIONS

§ 40.50 *Valid interpretations.* Except as specifically authorized by the Commission, no interpretation or explanation of the meaning of the regulations in this part issued by any officer or employee of the Commission other than one issued by the General Counsel in writing will be recognized to be valid and binding upon the Commission.

§ 40.51 *Petitions.* Petitions for relief from any restriction imposed under the regulations in this part may be made by filing a letter, in duplicate, with the United States Atomic Energy Commission, Post Office Box 42, Station F New York 16, New York, stating the reasons why the petition should be granted.

§ 40.52 *Communications.* All communications concerning the regulations of this part or any license issued under them should be addressed to the United States Atomic Energy Commission, P. O. Box 42, Station F New York 16, New York.

SCHEDULES

§ 40.60 *Schedule I. Exempted products* (see § 40.10 and § 40.29)

- (a) Incandescent mantles.
- (b) Ceramic products.
- (c) Refractories.
- (d) Glass products.
- (e) Photographic film, negatives and prints.
- (f) Rare earth metals and compounds, mixtures and products containing not more than 0.25% by weight thorium, uranium, or any combination of these.
- (g) Vacuum tubes.

§ 40.61 *Schedule II. Prohibited uses of uranium* (see § 40.28)

- (a) Ceramic products.
- (b) Glass products.
- (c) Photographic film, negatives and prints.

§ 40.62 *Schedule III. General licenses* (see § 40.23) Transfers, deliveries and receipts of possession of or title to source material, except where export is intended or where export occurs, which are within any one or more of the following categories, are hereby generally licensed:

(a) Transfers, deliveries and receipts of possession of (but not of title to) source material by contractors and agents of the Commission in the author-

ized course of their business for the Commission:

NOTE: The term "person" as defined in section 18 (c) of the Atomic Energy Act of 1946 and in § 40.2 does not include the Commission or officers or employees of the Commission in the exercise of duly authorized functions. Consequently, the restriction on transfers in § 40.10 does not apply in such cases.

(b) Transfers, deliveries and receipts of possession of (but not of title to) source material by common or contract carriers for transportation purposes only in the regular course of business;

(c) Transfers, deliveries and receipts of possession of and title to a quantity of refined source material which contains less than one pound of uranium, thorium, or any combination thereof, from or to any one person during any single calendar month, to the extent that the transaction consists of either:

(1) Transfer to or receipt of possession or title by a licensed dispensing pharmacist solely for the compounding of medicinals for delivery to consumers, or

(2) Transfer to or receipt of possession or title by a physician or consumer for medicinal purposes only, and not for resale, or

(3) Transfer to or receipt of possession or title by an educational institution or hospital for educational or medical purposes only, and not for resale.

§ 40.70 *Effective date.* The regulations in this part shall become effective at midnight, March 31, 1947. This effective date, which is less than thirty days subsequent to publication, is found necessary and appropriate by the Commission in view of the fact that controls on transfers of source material exercised by the Civilian Production Administration under the Second War Powers Act will lapse at midnight, March 31, 1947.

Dated at Washington, D. C., this 17th day of March 1947.

By order of the Commission.

DAVID E. LILIENTHAL,
Chairman.

[F. R. Doc. 47-2588; Filed, Mar. 10, 1947; 8:56 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter I—Irrigation Projects: Operation and Maintenance

PART 130—OPERATION AND MAINTENANCE CHARGES

CROW INDIAN IRRIGATION PROJECT, MONTANA

On February 6, 1947 notice of intention to amend § 130.12 was published in the daily issue of the FEDERAL REGISTER (12 F. R. 869). Interested persons were thereby given opportunity to participate in preparing the amendments by submitting data or arguments within 30 days from date of publication of the notice. No communications, written or oral, having been received within the

prescribed period, the said section is hereby amended and promulgated as follows:

§ 130.12 *Charges.* Pursuant to the acts of Congress approved August 1, 1914; June 4, 1920; May 26, 1926; and March 7, 1928 (38 Stat. 583, 25 U. S. C. 385; 41 Stat. 751; 44 Stat. 658; 45 Stat. 210, 25 U. S. C. 387) the charges for operation and maintenance on lands of the Crow Indian irrigation project, Montana, to which water can be delivered, are hereby fixed on the several units for the calendar year 1947 and thereafter until further order as follows:

Government operated units, except	
Coburn Ditch, per acre-----	\$1.60
Two Legguns Unit, per acre-----	1.25
Bozeman Trail Unit, per acre-----	65
Lodge Grass Units 1 and 2, Reno and Agency Units, for storage operation and maintenance Willow Creek Dam, per acre-----	.10

(38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387)

[SEAL] WILLIAM ZIMMERMAN, Jr.,
Acting Commissioner.

MARCH 14, 1947.

[F. R. Doc. 47-2560; Filed, Mar. 19, 1947;
8:46 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

FORT PECK INDIAN IRRIGATION PROJECT, MONTANA

On January 25, 1947 there was published in the daily issue of the FEDERAL REGISTER notice of intention (1) to amend paragraphs (b) and (c) of § 130.38; and (2) to provide for the delivery of water when available to certain lands adjacent to the Big Porcupine Unit under the service area of the Big Porcupine or Wiota pumping plant (12 F. R. 544)

Interested persons were thereby given opportunity to participate in preparing the amendments by submitting data or written arguments within 30 days from date of publication of the notice. Objections were received from four water users of the 1946 season. Three of those filing objections farmed only a part of their assessable acreage; the other one did not apply for water to irrigate any of his irrigable land. They were opposed to the increase of rates mainly because each is farming only a part of his assessable acreage, and they are required to pay on the total irrigable acreage. This results in a larger per acre payment for the lands actually farmed. Their objections have been considered and it has been determined that the increased cost of material and labor required to operate this Unit fully justifies the increase proposed in the assessable rates. Accordingly § 130.38 (25 CFR, Cum. Supp.) is amended as follows:

Paragraph (a) is unchanged, paragraphs (b) and (c) are amended to read as follows; paragraphs (d) and (e) are redesignated (e) and (f) respectively and a new paragraph (d) is added as follows:

§ 130.38 *Charges.* * * *

(b) On that part of the Big Porcupine Unit that is under the service area of the Big Porcupine or Wiota pumping plant, water when available will be furnished to all irrigable non-Indian lands and to all Indian owned allotments leased to non-Indians, to which delivery of water can be made, at a minimum rate of \$1.50 per acre per annum. Payment of the minimum rate entitles the water user to the delivery of one and one-half acre feet of water per acre of irrigable land included in each farm unit or allotment. Any additional water delivered shall be charged for at the rate of \$1.00 per acre-foot or fraction thereof.

(c) For Indian land farmed by the Indian owner or leased and farmed by Indians, under the part of the Big Porcupine Unit that is within the service area of the Wiota pumping plant, water when available will be furnished at the minimum rate of \$1.50 per acre per annum for the entire irrigable area included in the allotment. Payment of the minimum rate entitles the Indian water user to the delivery of one and one-half acre-feet of water per acre included in the allotment. Any additional water delivered shall be charged for at the rate of \$1.00 per acre-foot or fraction thereof.

(d) For all irrigable lands situated adjacent to and outside of that part of the Big Porcupine Unit that is under service area of the Big Porcupine or Wiota pumping plant, surplus water, when available and not required for irrigation of lands within the Big Porcupine Unit, will be furnished at the flat rate of \$1.85 per acre-foot. Water measurement and delivery thereof will be made at project limits.

(38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387)

[SEAL] WILLIAM ZIMMERMAN, Jr.,
Acting Commissioner.

MARCH 14, 1947.

[F. R. Doc. 47-2567; Filed, Mar. 19, 1947;
8:46 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

COLORADO RIVER INDIAN IRRIGATION PROJECT, ARIZONA

On January 30, 1947 there was published in the daily issue of the FEDERAL REGISTER notice of intention to amend §§ 130.6 to 130.8a inclusive (12 F. R. 687) Interested persons were thereby given opportunity to participate in preparing the amendments by submitting data or arguments within 30 days from date of publication of the notice. No communications, written or oral, having been received within the prescribed period, the said sections are hereby amended and promulgated:

§ 130.6 *Charges.* Pursuant to the provisions of the acts of August 1, 1914 and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387), the annual basic charge against the land to which water can be delivered under the Colorado

River Indian Irrigation project in Arizona, for the operation and maintenance of that project, is hereby fixed until further notice at \$3.50 per acre per annum for the delivery of not to exceed four acre feet of water per acre per annum, except that when, with the approval of the Superintendent, certain alkali tracts are planted to rice with a view of reclaiming the lands, a quantity of water reasonably sufficient to carry away alkali salts may be furnished to any such tracts of land for not more than two successive years at a rate of \$3.50 per acre per annum: *Provided, however,* That the owners of Indian lands that are not under lease to non-Indian lessees and whose lands are located within the boundaries of Township 8 and 9 North, Ranges 20 and 21 West, S. & G. R. B. M., commonly known as the old portion of the project, shall be required to make only a partial cash payment of \$1.75 per acre per annum until such time as in the opinion of the Superintendent these lands are re-subjugated to the standards now being followed in the development of new lands in other parts of the project. The remaining unpaid part of the \$3.50 basic assessments in such cases shall stand as a first lien against the land until paid. The foregoing charges shall become effective for the irrigation season of 1947 and continue in effect thereafter until further notice.

§ 130.7 *Excess water charge.* Additional water, if and when available, in excess of 4 acre feet per acre per annum, may be delivered upon request of landowners or lessees at the rate of \$1.50 per acre foot, or fraction thereof.

§ 130.7a *Charges for stock water.* For stock water delivered through the project canal and lateral system to residents, using reservation lands for stock purposes only, a charge of \$1.00 shall be made for each filling of a stock water tank.

§ 130.8 *Time of payments.* The basic water charge fixed in § 130.6 shall become due on March 1 of each year and shall be payable on or before that date each year, except that in cases of Indians who have been in possession of lands under tribal permit or assignment less than six months on said date, the payment shall become due the first day of July following.

The excess water charge is payable at the time of written request for such water and must be paid prior to delivery of the excess water.

Stock water charges are payable at the time of written request therefor, and must be paid prior to delivery of any such water.

No water shall be delivered for use on Indian trust lands under lease until the Superintendent of the Indian Reservation has certified that the lessee has paid the annual operation and maintenance charges and complied with all the terms of the lease contract.

§ 130.8a *Advance payment may be waived.* Upon certification by the Superintendent that any Indian farming his own land or tribal assignment not to exceed 10 acres in any one case, is fi-

nancially unable to pay the required charges on the due date, water may be delivered to not to exceed such 10 acres farmed by such Indian. The charges therefor shall be entered on the accounts and will stand as a first lien against the land until paid, but without penalty for delinquency. (38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387)

[SEAL] WILLIAM ZIMMERMAN, Jr.,
Acting Commissioner

MARCH 13, 1947.

[F. R. Doc. 47-2565; Filed, Mar. 19, 1947;
8:56 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

WIND RIVER INDIAN IRRIGATION PROJECT, WYOMING

On February 1, 1947 there was published in the daily issue of the FEDERAL REGISTER notice of intention to amend § 130.95 (12 F. R. 776). Interested persons were thereby given opportunity to participate in preparing the amendment by submitting data or arguments within 30 days from date of publication of the notice. No communications, written or oral, having been received within the provided period, the said section is hereby amended and promulgated as follows:

§ 130.95 *Charges.* In compliance with the provisions of the Acts of August 1, 1914 and March 7, 1928 (38 Stat. 583, 25 U. S. C. 385; 45 Stat. 210, 25 U. S. C. 387) the operation and maintenance charges for the lands under the Wind River irrigation project, Wyoming, for the calendar year 1947, and subsequent years until further notice, are hereby fixed at \$1.25 per acre for the assessable area under constructed works on the Diminished Wind River project, and at \$2.50 per acre on the Ceded Wind River project; except in the case of all irrigable trust patent Indian land which lies within the Ceded Reservation and which is benefited by the Big Bend Drainage District where an additional assessment of \$0.45 per acre is hereby fixed. (38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387)

[SEAL] WILLIAM ZIMMERMAN, Jr.,
Acting Commissioner

MARCH 14, 1947.

[F. R. Doc. 47-2559; Filed, Mar. 19, 1947;
8:56 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter I—Office of Temporary Controls, Office of the Administrator

Subchapter B—Civilian Production Administration

PART 11—LIQUIDATION OF CIVILIAN PRODUCTION ADMINISTRATION

RESPONSIBILITY FOR LIQUIDATION

Sections 11.1 and 11.2 of this part, published in the FEDERAL REGISTER of January 28, 1947, are hereby rescinded and superseded by the following:

§ 11.1 *Liquidation of the Civilian Production Administration.* Pursuant to the authority of Executive Order No. 9809, dated December 12, 1946, and Executive Order No. 9638, dated October 4, 1945, it is hereby directed that the Civilian Production Administration as such be liquidated and that the liquidation shall be completed not later than June 28, 1947.

§ 11.2 *Responsibility for liquidation.* The Commissioner of the Civilian Production Administration shall be responsible for the orderly liquidation of the program activities of the Civilian Production Administration. The Executive Officer of the Office of Temporary Controls shall be responsible for the orderly liquidation of all activities other than program activities of the Civilian Production Administration. As rapidly as possible determination shall be made by the Commissioner and the Executive Officer as to the effective dates for the termination of individual Civilian Production Administration functions. Following such determinations appropriate steps shall be taken to effect the liquidation of those functions by the dates so determined.

This order is effective March 14, 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator
[F. R. Doc. 47-2611; Filed, Mar. 19, 1947;
8:49 a. m.]

Subchapter C—Office of Price Administration

PART 21—LIQUIDATION OF OFFICE OF PRICE ADMINISTRATION

RESPONSIBILITY FOR LIQUIDATION

§ 21.1 *Liquidation of the Office of Price Administration.* Pursuant to the authority of Executive Order No. 9809, dated December 12, 1946, it is hereby directed that the Office of Price Administration as such be liquidated and that the liquidation shall be completed not later than June 28, 1947.

§ 21.2 *Responsibility for liquidation.* The Commissioner of the Office of Price Administration shall be responsible for the orderly liquidation of the program activities of the Office of Price Administration. The Executive Officer of the Office of Temporary Controls shall be responsible for the orderly liquidation of all activities other than program activities of the Office of Price Administration. As rapidly as possible determination shall be made by the Commissioner and the Executive Officer as to the effective dates for the termination of individual Office of Price Administration functions. Following such determinations appropriate steps shall be taken to effect the liquidation of those functions by the dates so determined.

This order is effective March 14, 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator
[F. R. Doc. 47-2609; Filed, Mar. 19, 1947;
8:49 a. m.]

Subchapter D—Office of War Mobilization and Reconversion

PART 32—LIQUIDATION OF OFFICE OF WAR MOBILIZATION AND RECONVERSION

RESPONSIBILITY FOR LIQUIDATION

Sections 32.9 and 32.10 of Part 32, published in the FEDERAL REGISTER of February 7, 1947, are hereby rescinded and superseded by the following:

§ 32.12 *Liquidation of the Office of War Mobilization and Reconversion.* Pursuant to the authority of Executive Order 9809, dated December 12, 1946, it is hereby directed that the Office of War Mobilization and Reconversion as such be liquidated and that the liquidation shall be completed not later than June 28, 1947.

§ 32.13 *Responsibility for liquidation.* The Commissioner for the Office of War Mobilization and Reconversion shall be responsible for the orderly liquidation of the program activities of the Office of War Mobilization and Reconversion. The Executive Officer of the Office of Temporary Controls shall be responsible for the orderly liquidation of all activities other than program activities of the Office of War Mobilization and Reconversion. As rapidly as possible determination shall be made by the Commissioner and the Executive Officer as to the effective dates for the termination of individual Office of War Mobilization and Reconversion functions. Following such determinations appropriate steps shall be taken to effect the liquidation of these functions by the dates so determined.

This order is effective March 14, 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator
[F. R. Doc. 47-2610; Filed, Mar. 19, 1947;
8:49 a. m.]

Chapter IX—Office of Temporary Controls, Civilian Production Administration

LIQUIDATION

CROSS REFERENCE: For order relating to the liquidation of the Civilian Production Administration, see Part 11 under Chapter I of this title, *supra*.

Chapter XI—Office of Temporary Controls, Office of Price Administration

LIQUIDATION

CROSS REFERENCE: For order relating to the liquidation of the Office of Price Administration, see Part 21 under Chapter I of this title, *supra*.

Chapter XVIII—Office of Temporary Controls, Office of War Mobilization and Reconversion (Stabilization)

LIQUIDATION

CROSS REFERENCE: For order relating to the liquidation of the Office of War Mobilization and Reconversion, see Part 32 under Chapter I of this title, *supra*.

Chapter XXI—Office of Temporary Controls, Office of War Mobilization and Reconversion

LIQUIDATION

CROSS REFERENCE: For order relating to the liquidation of the Office of War Mobilization and Reconversion, see Part 32 under Chapter I of this title, *supra*.

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—ORGANIZATION, PRACTICE AND PROCEDURE

DELEGATION TO TELEGRAPH COMMITTEE

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of February 1947:

It appearing, that the public interest, convenience and necessity will be served by delegating certain authority to the Telegraph Committee as hereinafter set forth;

It further appearing, that the amendment proposed herein is procedural and general notice of proposed rule making under the provisions of section 4 of the Administrative Procedure Act is not required;

It is ordered, That Part 1 of the Commission's rules and regulations is amended by adding a new § 1.107, reading as follows:

§ 1.107 *Delegation to Telegraph Committee.* (a) A Telegraph Committee composed of three Commissioners, designated as such by the Commission, will hear and determine, order, certify, report or otherwise act upon the matters set forth in paragraph (b) of this section;

(b) Except as otherwise ordered by the Commission, the Telegraph Committee, or a majority thereof, shall act upon the following matters:

(1) All applications or requests under section 214 of the Communications Act

of 1934, as amended, for certificates or authorizations for the discontinuance, reduction, or impairment of telegraph service, except those covered by § 1.145 (e)

(c) Any action taken by the Telegraph Committee shall be recorded each week in writing and filed in the official minutes of the Commission. (Sec. 4 (1), 48 Stat. 1066; 47 U. S. C. 154 (1))

It is further ordered, That this order shall take effect immediately.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2603; Filed, Mar. 19, 1947; 8:47 a. m.]

[Docket No. 8971]

PART 8—SHIP RADIO SERVICE

REQUIREMENTS OF EMERGENCY OR RESERVE INSTALLATION

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of March 1947:

The Commission, having under consideration its rules governing the technical requirements for ship emergency radio installations, and

It appearing, that the Commission has heretofore duly published, and also distributed, a notice of proposed rule making, proposing that § 8.115 (g) of Part 8 of the Commission's rules governing ship service (12 F. R. 776) be amended to permit under certain conditions the utilization of a ship's emergency radio transmitter power supply to energize automatic-alarm-signal keying devices used in keying radiotelegraph transmitters and to energize audible warning apparatus associated with auto-alarm receivers; and

It further appearing, that the above-mentioned notice invited comment and the final date, February 6, 1947, for submitting comment has passed without any comment having been received; and

It further appearing, that in the public interest, convenience or necessity, the proposed amendment should be finally adopted; and

It further appearing, that authority for the amendment herein set forth is contained in sections 303 (r) and 356 of the Communications Act of 1934, as amended, and such amendment is for the purpose of relieving an existing restriction upon the use of certain radio equipment; It is ordered:

1. That § 8.115 (g) of the Commission's rules governing ship service be, and it is hereby, amended to read as follows:

§ 8.115 *Requirements of emergency or reserve installation.* * * *

(g) No electrical load circuits except those of the emergency installation shall be connected to the emergency power supply: *Provided*, That an approved automatic-alarm-signal keying device, or the audible warning apparatus associated with an approved auto-alarm receiver, or both, may be connected to that part of the emergency power supply furnishing power to the emergency transmitter: *Provided further, however* That the reserve capacity of the emergency power supply shall include the additional capacity required to energize, in a normal manner and to a normal extent, any keying device or audible warning apparatus that may be connected as herein authorized, including sufficient capacity to energize any keying device continuously for a period of one hour.

"The emergency radio installation includes the required radio station emergency lights.

2. That for the reasons set forth above, this order should be, and it is hereby, made effective, immediately.

(Sec. 303 (r) 50 Stat. 191, sec. 356, 50 Stat. 194; 47 U. S. C. 303 (r) 356)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2602; Filed, Mar. 19, 1947; 8:47 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

Office of Indian Affairs

125 CFR, Part 1301

FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

OPERATION AND MAINTENANCE CHARGES

MARCH 14, 1947.

Pursuant to section 4 (a) of the Administrative Procedure Act of June 11, 1946 (Pub. Law 404—79th Cong., 60 Stat. 238), and authority contained in Acts of Congress approved August 1, 1914; May 18, 1916; and March 7, 1928 (38 Stat. 583, 25 U. S. C. 385; 39 Stat. 1942;

and 45 Stat. 210, 25 U. S. C. 387) and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs September 14, 1946 (11 FRDI 10279), notice is hereby given of intention to modify §§ 103.16, 130.17 and 130.18 of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Flathead Irrigation project not subject to the jurisdiction of the several irrigation districts:

(1) By increasing the annual minimum charge against all lands within the Jocko Division to which water can be delivered from \$1.33 per acre to \$1.92 per acre; (2) by increasing the annual per acre charge against all irrigable lands

within the Mission Valley and Camas Divisions of the project from \$1.63 per acre to \$2.10 per acre; and (3) by modifying or changing § 130.18 to read as follows:

§ 130.18 *Lands with secretarial private water rights.* For all areas recognized by the Secretary of the Interior as entitled to so-called private water rights where the water is regulated by the Flathead Irrigation project and delivered through any part of the Flathead irrigation project system, a charge equal to fifty percent of the annual operation and maintenance charge for project lands not having such private water rights in the

same general area shall be made for water delivered up to two acre-feet per acre or such quantity of water allowed for each acre under the Secretary's private water right findings.

Upon filing a written application on the approved form by the owner of land with a Secretarial private water right for a pro rata per acre share of the available water, natural flow and project stored supply, which application shall be a recognition that his land has relative water requirements as the soils of similar character of project lands, then there shall be delivered each irrigation season thereafter to his land the pro rata per acre share of the available water for which shall be paid the annual per acre charge fixed in §§ 130.16 and 130.17. The lands covered by any application filed pursuant to this section shall be treated from the date of the application as a part of the Flathead Indian Irrigation project and subject to all the terms and conditions of applicable law and regulations.

The foregoing proposed changes are to become effective for the irrigation season 1947 and continue in effect thereafter until further notice.

Interested persons are hereby given opportunity to participate in preparing the proposed amendments by submitting their views and data or argument in writing to Paul L. Pickinger, District Director, U. S. Indian Service, 315 Federal Building, Billings, Montana, within 30 days from the date of the publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

[SEAL] WILLIAM ZIMMERMAN, Jr.,
Acting Commissioner

[F. R. Doc. 47-2566; Filed, Mar. 19, 1947;
8:56 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR, Parts 25 and 26]

TEMPORARY AIR-TRAFFIC CONTROL-TOWER OPERATOR CERTIFICATES AND PARACHUTE TECHNICIAN CERTIFICATES

NOTICE OF PROPOSED RULES

MARCH 17, 1947.

A substantial lapse of time occurs before the issuance of an air-traffic control-tower operator certificate or a parachute technician certificate to an applicant who has successfully completed the prescribed tests. The issuance of a temporary certificate would authorize the holder to exercise the privileges of such certificate during the interval between successful completion of the prescribed tests and receipt of the permanent certificate. Therefore, it is proposed to provide for a temporary certificate to permit applicant to exercise the privileges of such certificate.

Pursuant to section 4 (a) of the Administrative Procedure Act the Safety Bureau of the Civil Aeronautics Board hereby gives notice that the Bureau will propose to the Board amendments to Parts 25 and 26 of the Civil Air Regulations as follows:

1. By adding a new § 25.701 to read as follows:

§ 25.701 *Temporary certificates.* The Administrator or his authorized representative may issue a temporary parachute technician certificate for a period of not to exceed 90 days, subject to the terms and conditions specified therein by the Administrator.

2. By adding a new § 26.40 to read as follows:

§ 26.40 *Temporary certificates.* The Administrator or his authorized representative may issue a temporary air-traffic control-tower operator certificate for a period of not to exceed 90 days, subject to the terms and conditions specified therein by the Administrator.

These regulations are proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended.

It is the desire of the Bureau that those interested offer suggestions and comments regarding the proposed amendments. Comments in writing should be addressed to the Safety Bureau, Civil Aeronautics Board, Washington 25, D. C., for receipt within 30 days from the date of this public notice.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Safety Bureau.

[SEAL] W. S. DAWSON,
Director

[F. R. Doc. 47-2601; Filed, Mar. 21, 1947;
8:46 a. m.]

[14 CFR, Part 43]

FLIGHTS OF KITES AND MOORED BALLOONS

NOTICE OF PROPOSED RULES

MARCH 14, 1947.

Kites and moored balloons are now being flown in sufficient numbers to constitute a hazard to the flight of aircraft. The Civil Air Regulations now make no provision for the control of flights of such kites and balloons. In order that control of such a hazard to the flight of aircraft be established, regulations governing the operation of kites and moored balloons should be promulgated.

Pursuant to section 4 (a) of the Administrative Procedure Act the Safety Bureau of the Civil Aeronautics Board hereby gives notice that the Bureau will propose to the Board an amendment to Part 43 of the Civil Air Regulations by adding the following:

§ 43.7 *Operation of kites and moored balloons.*

§ 43.70 *General.* The following rules shall govern the operation of kites capable of supporting more than 25 pounds and moored balloons having a diameter of more than 6 feet or a gas capacity of more than 115 cubic feet. Such kites or moored balloons may be operated without permit from or notice to the Administrator when operated below 150 feet above the surface at a location more than

5 miles from the nearest boundary of an airport.

§ 43.71 *Operation requiring permit.* Unless operated under the conditions specified in § 43.70, no kite or moored balloon shall be operated except under the authority of and in compliance with the terms and conditions of a permit issued by the Administrator when such kite or moored balloon is operated:

(a) Within 5 miles of the nearest boundary of an airport, or

(b) Closer than 500 feet to the base of any cloud, or

(c) During the hours of darkness, or

(d) When ground visibility is less than 3 miles, or

(e) At altitudes above 500 feet above the surface.

§ 43.72 *Operation requiring notice.* Unless operated under the conditions specified in § 43.70 or § 43.71, written notice must be submitted to the nearest office of the Civil Aeronautics Administration at least 30 days prior to the date of operation when kites and moored balloons are operated between 150 and 500 feet above the surface. Such notice shall contain the name and address of the person operating such kite or balloon, the date or dates of such proposed operation, and the location and altitude at which the proposed operation will be conducted.

§ 43.73 *Rapid deflation device.* No moored balloon shall be operated unless it is equipped with a device or means of automatic and rapid deflation in the event of an escape from its moorings.

This amendment is proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended.

It is the desire of the Bureau that those interested offer suggestions and comments regarding the proposed amendment. Comments in writing should be addressed to the Safety Bureau, Civil Aeronautics Board, Washington 25, D. C., for receipt within 30 days from the date of this public notice.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Safety Bureau.

[SEAL] W. S. DAWSON,
Director

[F. R. Doc. 47-2600; Filed, Mar. 21, 1947;
8:46 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 9]

[Docket No. 8070]

AERONAUTICAL RADIOCOMMUNICATION SERVICE

FURTHER NOTICE OF PROPOSED RULE MAKING

MARCH 7, 1947.

At a meeting of the Federal Communications Commission at its offices in Washington, D. C., on March 6, 1947.

1. On January 23, 1947, the Commission released Public Notice 4267, notice

of proposed rule making, in the above-entitled matter. The proposed rules contained certain sections affecting radio operators, namely §§ 9.40, 9.41, 9.42 and 9.43.

2. In view of representations made to the Commission that persons interested in the operator sections have not had

sufficient opportunity to prepare their arguments in respect thereto, the Commission has decided to defer consideration of this subject and has withdrawn these sections from the proposed rules and regulations governing the aeronautical radiocommunication service.

3. Accordingly, the oral argument in this matter will not include discussion of

§§ 9.40, 9.41, 9.42 and 9.43 of the proposed rules.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2604; Filed, Mar. 19, 1947;
8:47 a. m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Office of the Secretary

FOOT-AND-MOUTH DISEASE

NOTICE OF FINDING OF EMERGENCY OUTBREAK

Whereas, there has occurred in Mexico an outbreak of foot-and-mouth disease; and

Whereas, this outbreak threatens the livestock industry of this country; and

Whereas, Congress has recognized the seriousness of this outbreak by authorizing measures of cooperation with the Government of Mexico in its eradication by the act of February 28, 1947 (Pub. Law 8, 80th Cong.) which measures, until they can be made effective, must be supplemented by control measures within the United States; and

Whereas, the strengthening of patrol measures at the Mexican border and the intensification of inspection work at stockyards and other points in the United States will tend to greater economy by preventing the outbreak of the disease in this country.

Now, therefore, in accordance with the provisions of the appropriation item in the Department of Agriculture Appropriation Act, 1947 (60 Stat. 270) entitled "Eradication of Foot-and-Mouth Disease and other Contagious Diseases of Animals" I find an emergency arising out of the existence of the said foot-and-mouth disease which, in my opinion, threatens the livestock industry of the country and I authorize the use of the funds appropriated under the said appropriation item for all proper purposes to arrest the introduction of the disease into this country and its eradication wherever found, within the United States, including the strengthening of patrol measures at the Mexican border and the intensification of inspection work at stockyards and other points in the United States.

Issued this 14th day of March 1947:

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 47-2596; Filed Mar. 19, 1947;
8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Dockets Nos. 2332, 2789, 2790, 2791, 2792]

CITY OF AKRON, OHIO, ET AL.

NOTICE OF HEARING

In the matter of (1) the complaint of the City of Akron, Ohio, against the pro-

posals of the respondents, American Airlines, Inc., Eastern Air Lines, Inc., Pennsylvania-Central Airlines Corporation and United Air Lines, Inc., to serve Akron through the Canton-Akron Memorial Airport in lieu of the Akron Municipal Airport (Docket No. 2332), and (2) proceedings instituted by the Board requiring American Airlines, Inc., Eastern Air Lines, Inc., Pennsylvania-Central Airlines Corporation and United Air Lines, Inc., to show cause why the use of the Canton-Akron Memorial Airport for the purpose of serving Akron, Ohio should not be disapproved (Docket Nos. 2789, 2790, 2791, 2792) The proceedings have been consolidated for hearing by order of the board.

Notice is hereby given that hearing in the above-entitled matter is assigned to be held on March 25, 1947, at 10 a. m. (eastern standard time) in Room 1302, Temporary "T" Building, 14 Street and Constitution Ave. NW., Washington, D. C., before Examiner F. Merritt Ruhlen.

The orders to show cause were issued by the Board following the filing by the respondents of notices of intention to serve Akron, Ohio through the use of the Canton-Akron Memorial Airport pursuant to §§ 238.3 and 238.5 of the Economic Regulations. For further details of the proposals and complaint, interested persons are referred to the above mentioned dockets on file in the office of the Civil Aeronautics Board, Washington, D. C.

Without limiting the scope of the issues presented by said proceeding particular attention will be directed to the following matters and questions:

1. Does the proposal of American Airlines, Inc., Eastern Air Lines, Inc., Pennsylvania-Central Airlines Corp., and United Air Lines, Inc., to use the Canton Memorial Airport as a substitute for the Akron Municipal Airport in providing air transportation services to the City of Akron and area adjacent thereto violate any provision of the Civil Aeronautics Act of 1938, as amended, particularly section 401 (a), 401 (c), 404 (a) and 404 (b)

2. What effect, if any, will the proposed change in airports have on the service rendered and to be rendered by the carriers herein to and from the City of Akron, Ohio, and the area adjacent thereto.

3. Will the proposed change of airports be adverse to or inconsistent with the public interest.

4. Will the public interest be adversely affected by the use of the Canton-Akron Memorial Airport as a substitute for the Akron Municipal Airport.

Notice is further given that any person, other than parties of record on March 14, 1947, desiring to be heard in this proceeding file with the Board on or prior to March 25, 1947, a statement of the issues of fact and law he desires to controvert.

Dated Washington, D. C., March 17, 1947.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 47-2632; Filed, Mar. 19, 1947;
8:46 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 7940]

BORDER BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Border Broadcasting Co., Inc., Nogales, Arizona, Docket No. 7940, File No. BP-5345, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, 250 w power, unlimited time, at Nogales, Arizona:

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KCNA, Tucson, Arizona, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That, the Catalina Broadcasting Company, permittee of a construction permit for a new standard broadcast station (KCNA) at Tucson, Arizona, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2580; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket Nos. 8200, 8201]

HANOVER BROADCASTING CO. AND WESTERN MARYLAND BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Francis J. Matrangola and Helen G. Wherley, d/b as Hanover Broadcasting Company, Hanover, Pennsylvania, Docket No. 8200, File No. BP-5658; Western Maryland Broadcasting Corporation, Hagerstown, Maryland, Docket No. 8201, File No. BP-5850; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Francis J. Matrangola and Helen G. Wherley, d/b as Hanover Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1450 kc, 100 w power, unlimited time, at Hanover, Pennsylvania and Western Maryland Broadcasting Corporation requesting a construction permit for a new standard broadcast station to operate on 1450 kc, 250 w power, unlimited time, at Hagerstown, Maryland;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications

be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2581; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket No. 8202]

METROPOLITAN BROADCASTING CO. OF MILWAUKEE

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Metropolitan Broadcasting Company of Milwaukee, Milwaukee, Wisconsin, Docket No. 8202, File No. BP-5755; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to oper-

ate on 920 kc, 100 w power, daytime only, at Milwaukee, Wisconsin;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2582; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket Nos. 8203-8205]

PAUL H. CHAPMAN ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Paul H. Chapman, Greensboro, North Carolina, Docket No. 8203, File No. BP-5723; Gilbert H. Hutchinson, tr/as Guilford Broadcasting Company, Greensboro, North Carolina, Docket No. 8204, File No. BP-5830; Greensboro News Company, Greensboro, North Carolina, Docket No. 8205, File No. BP-5876.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947.

The Commission having under consideration the above-entitled applications of Paul H. Chapman, Gilbert H.

Chapman, Gilbert H. Hutchison, tr/as Guilford Broadcasting Company and Greensboro News Company each requesting a construction permit for a new standard broadcast station to operate on 1400 kc, 250 w power, unlimited time, at Greensboro, North Carolina;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are, hereby designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicants of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2583; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket No. 8209]

COAST BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Coast Broadcasters, Inc., Tillamook, Oregon, Docket No. 8209, File No. BP-5460; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1370 kc, 1 kw power, unlimited time, employing a directional antenna at Tillamook, Oregon;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Coast Broadcasters, Inc., be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KEEN, San Jose, California, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That, George Mardikian, George Snell, Barnard Floyd Farr, S. A. Nielnicoe and Alfred Aram, a partnership d/b as United Broadcasting Company, permittee of a construction permit for a new standard broadcast station (KEEN) at San Jose, California, be, and it is hereby made a party to this proceeding.

By the Commission,

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2535; Filed, Mar. 19, 1947;
8:43 a. m.]

[Docket Nos. 8206-8203]

ALVIN E. O'KONSKI ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Alvin E. O'Konski, Merrill, Wisconsin, Docket No. 8206, File No. BP-5724; Marathon Broadcasting Co., Wausau, Wisconsin, Docket No. 8207, File No. BP-5792; Hilding V Foreen, Merrill, Wisconsin, Docket No. 8208, File No. BP-5877; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Alvin E. O'Konski requesting a construction permit for a new standard broadcast station to operate on 1230 kc, 250 w power, unlimited time, at Merrill, Wisconsin, Marathon Broadcasting Co., requesting a construction permit for a new standard broadcast station to operate on 1230 kc, 100 w power, unlimited time, at Wausau, Wisconsin and Hilding V Foreen requesting a construction permit for a new standard broadcast station to operate on 1230 kc, 100 w power, unlimited time, at Merrill, Wisconsin;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicants and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the

Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2584; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket Nos. 7442, 7443]

NEWMAN BROADCASTING CO. AND VOLUNTEER
STATE BROADCASTING CO., INC.

ORDER REOPENING RECORD AND SETTING
FORTH HEARING DATE

In re applications of Newnan Broadcasting Company, a partnership composed of D. T. Manget, Evan W. Thomasson, James Thomasson and Ida A. Thomasson, Newnan, Georgia, Docket No. 7442, File No. BP-4487; Volunteer State Broadcasting Company, Inc., Nashville, Tennessee, Docket No. 7443, File No. BP-4531, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 4th day of March 1947;

The Commission having under consideration the petitions for rehearing filed February 17, 1947, by J. W. Woodruff, Sr., trading as Atlanta Broadcasting Company (WATL), Atlanta, Georgia, and Yetta G. Stamford, C. S. Shealy and Thomas D. Stamford, Jr., doing business as Opelika-Auburn Broadcasting Company (WJHO) Opelika, Alabama; the exceptions to proposed report and petition for rehearing filed February 17, 1947, by Newnan Broadcasting Company, Newnan, Georgia; and the petition to reopen record and for further hearing filed February 25, 1947, by Volunteer State Broadcasting Company, Inc., Nashville, Tennessee; and

It appearing, that on January 16, 1947, the Commission adopted a proposed decision following a hearing on the above-entitled applications, in which it proposed to grant the said application of Newnan Broadcasting Company and to deny the said application of Volunteer State Broadcasting Company, Inc., and found:

In view of the need for additional broadcast service and a local broadcast outlet in Newnan, Georgia, we have based our proposed decision on section 307 (b) of the Communications Act of 1934, as amended. However, we recognize that Volunteer State Broadcasting Company, Inc., made a strong showing in behalf of the service it proposes to render in Nashville, and that the regional channel involved could be efficiently utilized by this applicant in Nashville. Accordingly, if on or before February 7, 1947, Volunteer State Broadcasting Company, Inc., can show that a local broadcast facility is available for use by Newman Broadcasting Company in Newnan, Georgia, the Commission will consider granting such facility to Newnan Broadcasting Company in lieu of the grant proposed herein, and granting the instant

application of Volunteer State Broadcasting Company, Inc.,

and

It appearing further, that Newnan Broadcasting Company agreed to accept a grant for a local channel, if such a channel could be found for Newnan, Georgia; that on or before said February 7, 1947, Volunteer State Broadcasting Company, Inc., Nashville, Tennessee, advised the Commission relative to the availability of the frequency 1400 kc. for use by Newnan Broadcasting Company, at Newnan, Georgia, and, thereupon, the Commission on January 23, 1947, by order granted the application of Newnan Broadcasting Company for construction permit (File No. BP-4487; Docket No. 7442) authorizing the use of 1400 kc, with 250 watts power, unlimited time, subject to certain conditions; and granted the application of Volunteer State Broadcasting Company, Inc. (File No. BP-4531, Docket No. 7443) for the use of the frequency 1300 kc, with 5 kw power, unlimited time; and

It further appearing, that the petitions of Atlanta Broadcasting Company (WATL) Atlanta, Georgia, and Opelika-Auburn Broadcasting Company (WJHO), Opelika, Alabama, licensees of existing stations, allege that the operation of a station at Newnan, Georgia, on 1400 kc, with 250 watts power, unlimited time, would result in objectionable daytime interference to the normally protected contours of their respective stations; and that such allegations are supported by affidavits of consulting engineers whose qualifications are recognized by the Commission;

It is ordered, That the Commission's order of January 23, 1947, granting construction permits to Newnan Broadcasting Company, Newnan, Georgia (File No. BP-4487; Docket No. 7442) authorizing the use of the frequency 1400 kc, with 250 watts power, unlimited time, and to Volunteer State Broadcasting Company, Inc., Nashville, Tennessee (File No. BP-4531, Docket No. 7443) for use of 1300 kc, with 5 kw power, unlimited time, be, and it is hereby, set aside; that the record in the above-entitled matters be, and it is hereby, reopened; and a further hearing in Washington, D. C., beginning 10 o'clock a. m., Wednesday, March 26, 1947, be, and it is hereby scheduled, upon the following issues:

1. To determine whether a station operating on 1400 kc, with 250 watts power, unlimited time, at Newnan, Georgia, would result in any daytime interference within normally protected contours of either Station WATL, Atlanta, Georgia, or Station WJHO, Opelika, Alabama, or any other existing station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

2. To determine the areas and populations which may be expected to gain primary service from the operation of a station at Newnan, Georgia, operating on 1400 kc, with 250 watts power, unlimited time.

3. To determine whether, in the event it appears that a station operating on 1400 kc, with 250 watts power, unlimited

time, at Newnan, Georgia, would result in interference within normally protected contours of either Stations WATL, Atlanta, Georgia, or WJHO, Opelika, Alabama, or any other existing station, notwithstanding any such interference, public interest, convenience and necessity would be served by a grant to Newnan Broadcasting Company of a construction permit to construct a new standard broadcast station at Newnan, Georgia, on the frequency 1400 kc, with 250 watts power, unlimited time.

It is further ordered, That Atlanta Broadcasting Company (WATL), Atlanta, Georgia, and Opelika-Auburn Broadcasting Company (WJHO), Opelika, Alabama, be, and they are hereby, made parties to this further hearing.

[SEAL]

FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2586; Filed, Mar. 19, 1947;
8:50 a. m.]

[Designation Order 7]

DESIGNATION OF MOTIONS COMMISSIONER
FOR MARCH 1947

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of February 1947;

It is ordered, Pursuant to § 1.111 of the Commission's rules and regulations, that Clifford J. Durr, Commissioner, be, and he is hereby designated as Motions Commissioner, for the month of March 1947.

It is further ordered, That in the event said Motions Commissioner is unable to act during any part of said period the Chairman or Acting Chairman will designate a substitute Motions Commissioner.

[SEAL]

FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2587; Filed, Mar. 19, 1947;
8:50 a. m.]

'FM APPLICATIONS

PROPOSED PROGRAM ANALYSIS REQUIRED

FEBRUARY 28, 1947.

Since March, 1946, applicants for FM construction permits have been required to file a proposed "Weekly Program Analysis" before a permit would be issued. An appropriate form (Mimeograph No. 94421) and Instructions for Log Analysis (Mimeograph No. 96000) have been provided for this purpose.

At the present time, however, approximately one out of every five applications filed for FM construction permits is not accompanied by a proposed weekly program analysis; and there are now on file 52 such applications which cannot be processed because the proposed weekly program analysis has not been filed.

Accordingly, the Commission announces that in the future no application

for a Class A or Class B FM construction permit will be considered complete unless accompanied by three copies of the proposed weekly program analysis (Mimeograph No. 94421) properly filled out. All applications not accompanied by a proposed weekly program analysis will not be accepted for filing, but will be returned to the applicant under § 1.361 of the Commission's rules and regulations.

The Commission in the near future will re-examine all applications for FM construction permits now on file, and will take such action as may be appropriate in cases where a proposed weekly program analysis has not been submitted. Persons who have applications for FM construction permits pending should re-examine their applications to determine if the program information submitted is complete, and if not, the appropriate information should be submitted without delay.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2590; Filed, Mar. 19, 1947;
8:50 a. m.]

CATALINA BROADCASTING CO.

PROPOSED TRANSFER OF CONTROL¹

The Commission hereby gives notice that on March 5, 1947, there was filed with it an application (BTC-538) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Catalina Broadcasting Company permittee of KCNA, Tucson, Arizona, from Erskine Caldwell to William A. Small, William H. Johnson, William R. Mathews, Betty B. Mathews, Clare R. Ellinwood, and George W. Chambers.

The proposal to transfer control arises out of a contract of October 31, 1946, pursuant to which Erskine Caldwell agrees to transfer to William A. Small, William H. Johnson, William R. Mathews, Betty B. Mathews, Clare R. Ellinwood, and George W. Chambers a total of 2,880 shares (60%) of the 4,800 shares of issued and outstanding common voting stock of Catalina Broadcasting Company for a total consideration of \$26,640 subject to the terms and conditions provided in the memorandum of agreement attached thereto. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946, the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by application on March 5, 1947, that starting on March 6, 1947, notice of the filing of the application would be inserted in The Arizona

Daily Star, a newspaper of general circulation at Tucson, Arizona, in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had upon the application for a period of 60 days from March 6, 1947, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b) 48 Stat. 1036; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2592; Filed, Mar. 19, 1947;
8:50 a. m.]

FREQUENCY SERVICE-ALLOCATIONS ADOPTION OF CERTAIN MODIFICATIONS FEBRUARY 18, 1947.

In a public notice (No. 97274) dated September 17, 1946 (11 F. R. 11227) the Commission adopted a new table of service-allocations of frequencies between 25,000 kilocycles and 30,000,000 kilocycles. In a public notice (No. 97840) dated September 25, 1946 (11 F. R. 11824), the Commission adopted a new table of proposed service-allocations of frequencies below 25,000 kilocycles.

Recently the preparatory committee for the forthcoming International Telecommunications Conference, under the sponsorship of the Department of State, reviewed the frequency service-allocation proposal of the United States for the entire spectrum, 10 kilocycles to 30,000 megacycles, and effected certain modifications in the proposal. These will all be evident from a comparison of the attached table of service-allocations with the public notices dated September 17, 1946 (11 F. R. 11227) and September 25, 1946 (11 F. R. 11824), and may be summarized as follows:

1. A band has been added for the navigational service, between 10 and 14 kc.

2. Coastal telegraph stations are permitted in the band 14-100 kc.

3. An appropriate remark has been inserted opposite the band 200-280 kc. to indicate that the U. S. intends this band ultimately for a long distance aid.

4. The loran allocation between 1800 and 2000 kc. has been re-worded to indicate the regional nature of loran in any given area, and to indicate the degree of sharing which may be possible on a non-interference basis to loran.

5. An appropriate note has been inserted following the frequency 4000 kc. to indicate the intention of the United States with respect to tropical broadcasting.

6. The aeronautical mobile route band 16,490-16,540 kc. has been shifted to 15,300-15,350 kc.

7. The aeronautical mobile route band 17,980-18,040 kc. has been made available for sharing by the aeronautical fixed service.

8. An additional high frequency broadcasting band has been added at the request of the Department of State between 25,620 and 26,100 kc.

9. The band 27,185-27,455 kc has been widened to 27,160-27,480 kc, to be primarily for the use of the industrial, scientific and medical service, with sharing permitted by the amateur, fixed and mobile services.

10. The power limitation in the band 29.7-30 Mc has been eliminated.

11. The Commission's recent announcement regarding the frequency 2450 Mc for the use of the industrial, scientific and medical service has been appropriately incorporated.

12. Some slight adjustments were made in the high frequency maritime mobile service-allocations as follows:

(a) The 4 Mc band now starts at 4133 kc rather than 4135 kc, and the starting points at 6, 8, 12 and 16 Mc have been adjusted accordingly. The 2 Mc ship telegraph band was shifted to 2065-2105 kc.

(b) The ship telegraph bands^a have been widened by 20 kc at 4 Mc and pro rata according to the harmonic relationship previously established for the ship telegraph bands at 6, 8, 12 and 16 Mc.

(c) The 4 Mc coastal telegraph band has been reduced by 40 kc.

(d) The 4 Mc ship telephone band and its associated coastal telephone band have each been reduced by 5 kc.

(e) 8350 kc was selected for the ultimate air-sea rescue frequency.

The Commission has indicated its approval of the foregoing changes to the Department of State and has been advised that the United States expects to transmit its proposal for frequency service-allocations to the Bureau of the International Telecommunications Union for circulation to the member states of that body in the immediate future. The Commission is announcing these changes at this time for the information of all who have followed the proceedings of the Commission's Docket No. 6351 and the subsequent modifications to the allocation table. Any statements or comments which any person may wish to submit to the Commission with respect to these changes will be examined and given due consideration. The Commission is, of course, continuing its study of all the problems involved in the frequency allocations to the various services. Especial attention is invited to the fact that the attached table does not contain information as to detailed U. S. allocations. No change has been made in the division of spectrum space between the government and non-government services, but the detailed service-allocations in the bands 30-40 Mc, 152-162 Mc, 1000-13000 Mc were the subjects of recent oral arguments on February 3 and 4, 1947, and final allocations to the non-government fixed and mobile services in these bands will be issued in the near future.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

¹ § 1.321, Part I, Rules of practice and procedure.

MODIFIED PROPOSAL FOR THE REVISION OF ARTICLE 7 OF THE GENERAL RADIO REGULATIONS (CAIRO REVISION) 10 KC TO 30,000 MC

FEBRUARY 14, 1947.

NOTE: The designations in the Service-Allocation column preceded by (a) and (b) are in alphabetical order; this order of listing does not, in itself, indicate relative priority.

Band (kc)	Service-allocation	Remarks	Band (kc)	Service-allocation	Remarks
10-14.....	Navigation.....		8360-8826.....	Maritime mobile.....	
14-100.....	(a) Fixed.....		8360-8466.....	Ship telegraph.....	
	(b) Maritime mobile, coastal telegraph.....	Maritime mobile limited to unmodulated carriers.	8466-8746.....	Coastal telegraph.....	
100-160.....	(a) Fixed.....		8746-8826.....	Coastal telephone.....	Paired with 9160-9210 kc.
160-200.....	(b) Maritime mobile.....		8826-9026.....	Aeronautical mobile ⁴	
200-250.....	Fixed.....	Aeronautical fixed shall have priority in the polar regions.	9026-9166.....	Fixed.....	
		An aid for long distance navigation, which may or may not employ pulsed emission, to be accommodated ultimately in this band.	9166-9246.....	Maritime mobile, ship telephone.....	Paired with 8746-8826 kc.
250-320.....	Maritime navigational (beacons).....		9246-9500.....	Fixed.....	
320-415.....	Aeronautical navigational.....		9500-9700.....	Broadcasting.....	
415-400.....	Maritime mobile, telegraph.....		9700-9995.....	Fixed.....	
400-510.....	Mobile (500 kc. calling and distress).....		9995-10005 ⁹	Standard frequency.....	
510-535.....	Mobile, telegraph.....	Not open to public correspondence in the American region.	10005-10125.....	Aeronautical mobile ⁴	
			10125-11300.....	Fixed.....	
535-1605 ¹	Broadcasting.....		11300-11500.....	Aeronautical mobile ⁴	
1605-1800.....	(a) Fixed.....		11500-11700.....	Fixed.....	
	(b) Mobile.....		11700-11900.....	Broadcasting.....	
1500-2030 ²	(a) Navigational (Loran) [*]		11900-12400.....	Fixed.....	
2000-2055.....	(b) Amateur, fixed, mobile.....	Power limited to 500 watts peak.	12400-12510.....	Maritime mobile, ship telegraph.....	
	(a) Fixed.....		12510-12540.....	Mobile, calling.....	Limited to telegraphy.
2055-2085.....	(b) Mobile.....		12540-13200.....	Maritime mobile.....	
2085-2030.....	Maritime mobile, ship telegraph.....	Limited to telegraphy.	12540-12700.....	Ship telegraph.....	
2030-2105.....	Mobile, calling.....		12700-13120.....	Coastal telegraph.....	
2105-2257.5.....	Maritime mobile, ship telegraph.....		13120-13200.....	Coastal telephone.....	Paired with 13700-13780 kc.
2257.5-2300.....	Mobile.....		13200-13300.....	Aeronautical mobile ⁴	
	(a) Fixed.....		13300-13652.5.....	Fixed.....	
2300-2350.....	(b) Mobile.....		13652.5-13667.5.....	(a) Fixed ¹⁰	
2350-2495.....	Maritime mobile, coastal telegraph.....			(b) Industrial, scientific, medical ¹¹	
	(a) Fixed.....		13667.5-13700.....	Fixed.....	
2495-2505 ³	Standard frequency.....		13700-13780.....	Maritime mobile, ship telephone.....	Paired with 13120-13200 kc.
2505-2700.....	Mobile.....		13780-14000.....	Fixed.....	
2700-2850.....	(a) Fixed.....		14000-14400.....	Amateur.....	
	(b) Mobile.....		14400-14990.....	Fixed.....	
2850-3125.....	Aeronautical mobile ⁴		14990-15010 ¹¹	Standard frequency.....	
3125-3200.....	Aeronautical fixed ⁵		15010-15100.....	Aeronautical mobile ⁴	
3200-3330.....	Aeronautical mobile ⁶		15100-15300.....	Broadcasting.....	
3330-3450.....	Mobile, except aeronautical and maritime mobile.....	Power limited to 200 watts peak.	15300-15350.....	Aeronautical mobile ⁴	
	(a) Fixed.....		15350-16532.....	Fixed.....	
3450-3500.....	(b) Mobile, except maritime mobile.....		16532-16680.....	Maritime mobile, ship telegraph.....	
3500-4000.....	Amateur.....		16680-16720.....	Mobile, calling.....	Limited to telegraphy.
			16720-17372.....	Maritime mobile.....	
			16720-16832.....	Ship telegraph.....	
			16832-17292.....	Coastal telegraph.....	
			17292-17372.....	Coastal telephone.....	Paired with 17900-17980 kc.
			17372-17700.....	Fixed.....	
			17700-17900.....	Broadcasting.....	
			17900-17980.....	Maritime mobile, ship telephone.....	Paired with 17292-17372 kc.
			17980-18040.....	(a) Aeronautical fixed ⁵	
				(b) Aeronautical mobile ⁴	
			18040-19990.....	Fixed.....	
			19990-20010 ¹²	Standard frequency.....	
			20010-20920.....	Fixed.....	
			20920-21600.....	Maritime mobile, ship telephone.....	Paired with 22500-22660 kc.
			21600-21700.....	Amateur.....	
			21700-21700.....	Broadcasting.....	
			21700-22000.....	Fixed.....	
			22000-22150.....	Maritime mobile, ship telegraph.....	Limited to telegraphy.
			22150-22200.....	Mobile, calling.....	
			22200-22560.....	Maritime mobile.....	
			22560-22340.....	Ship telegraph.....	
			22340-22580.....	Coastal telegraph.....	
			22580-22660.....	Coastal telephone.....	Paired with 20920-21600 kc.
			22660-24990.....	Fixed.....	
			24990-25010 ¹⁴	Standard frequency.....	
			Band (mc)		
4000-4133.....	Fixed, except aeronautical fixed.....		25.010-25.600.....	(a) Fixed.....	Power limited to 500 watts peak.
4133-4170.....	Maritime mobile, ship telegraph.....	Limited to telegraphy.	25.600-26.100.....	(b) Mobile, except aeronautical and maritime mobile.....	
4170-4180.....	Mobile, calling.....		26.100-27.160.....	Broadcasting.....	Power limited to 500 watts peak.
4180-4428.....	Maritime mobile.....			(a) Fixed.....	
4428-4233.....	Ship telegraph.....		27.160-27.480.....	(b) Mobile, except aeronautical and maritime mobile.....	
4233-4353.....	Coastal telegraph.....	Paired with 4600-4675 kc.		(a) Amateur ¹³	
4353-4428.....	Coastal telephone.....			(b) Fixed ¹⁵	
4428-4600.....	(a) Fixed.....			(c) Industrial, scientific, medical ¹⁶	
	(b) Mobile, except aeronautical mobile.....		27.480-28.000.....	(d) Mobile ¹⁵	Power limited to 500 watts peak.
4600-4675.....	Maritime mobile, ship telephone.....	Paired with 4353-4428 kc.		(a) Fixed.....	
4675-4895.....	(a) Fixed.....		28.000-29.700.....	(b) Mobile, except maritime mobile.....	
	(b) Mobile, except aeronautical and maritime mobile.....		29.700-30.000.....	Amateur.....	
4895-4995.....	Aeronautical mobile ⁶			(a) Fixed.....	
4995-5005 ¹	Standard frequency.....		30.000-40.960.....	(b) Mobile, except maritime mobile.....	
5005-5300.....	Fixed.....			(a) Fixed.....	
5300-5500.....	(a) Fixed.....		40.960-41.000.....	(b) Mobile, except aeronautical mobile.....	
	(b) Mobile, except aeronautical and maritime mobile.....			(a) Fixed ¹⁷	
5500-5780.....	Aeronautical mobile ⁴		41-44.....	(b) Industrial, scientific, medical ¹⁸	
5780-6000.....	Fixed.....			(c) Mobile ¹⁷	
6000-6200 ⁸	Broadcasting.....		44-50.....	(a) Fixed.....	
6200-6255.....	Maritime mobile, ship telegraph.....	Limited to telegraphy.		(b) Mobile, except aeronautical mobile.....	
6255-6270.....	Mobile, calling.....		50-54.....	(a) Fixed.....	
6270-6320.....	Maritime mobile.....		54-72.....	(b) Mobile, except maritime mobile.....	
6320-6350.....	Ship telegraph.....			(a) Fixed.....	
6350-6520.....	Coastal telegraph.....		72-76 ¹⁹	(b) Mobile, except aeronautical mobile.....	Aeronautical markers to remain on 75 mc as long as required or until moved to another suitable frequency.
6520-6670.....	Aeronautical mobile ⁴				
6670-6925.....	Fixed.....				
6925-7000.....	Aeronautical mobile ⁶				
7000-7300.....	Amateur.....				
7300-8205.....	Fixed.....				
8205-8340.....	Maritime mobile, ship telegraph.....	Calling limited to telegraphy.			
8340-8360.....	Mobile, calling.....				
	(8350 kc.—Aircraft and survival craft distress; aircraft calling).				

See footnotes at end of table.

MODIFIED PROPOSAL FOR THE REVISION OF ARTICLE 7 OF THE GENERAL RADIO REGULATIONS (CAIRO REVISION) 10 KC TO 30,000 MC—Continued

Band (mc)	Service-allocation	Remarks	Band (mc)	Service-allocation	Remarks
76-88.....	(a) Broadcasting.....		470-520.....	Broadcasting.....	
	(b) Fixed.....		530-590.....	(a) Broadcasting.....	
	(c) Mobile.....			(b) Fixed.....	
88-108.....	Broadcasting.....		630-1215.....	Navigational*.....	
108-112.....	Aeronautical navigational (local-izers).....		1215-1235.....	Amateur.....	
112-118.....	Aeronautical navigational (ranges).....		1235-1500.....	(a) Fixed.....	
118-122 ²	Aeronautical mobile (aerodrome control).....			(b) Mobile.....	
122-132.....	Aeronautical mobile.....		1500-1750.....	Aeronautical navigational*.....	
132-144.....	(a) Aeronautical mobile.....		1750-1770.....	Meteorological aid (radio coms).....	
	(b) Fixed.....		1770-2200.....	(a) Fixed.....	
144-148.....	Amateur.....			(b) Mobile.....	
148-152.....	(a) Aeronautical mobile.....		2200-2450 ²¹	Amateur ²²	
	(b) Fixed.....		2450-2500 ²¹	(a) Fixed ²³	
152-162 ²¹	(a) Fixed.....			(b) Mobile ²⁴	
	(b) Mobile, except aeronautical mobile.....		2700-2900.....	(a) Aeronautical navigational*.....	
162-174.....	(a) Fixed.....			(b) Meteorological aid.....	
	(b) Mobile.....		2900-3210 ²⁵	Navigational*.....	
174-216.....	(a) Broadcasting.....		3210-3230 ²⁵	Ido.....	
	(b) Fixed.....		3230-3300 ²⁵	Amateur.....	
	(c) Mobile.....		3300-3500.....	(a) Fixed.....	
216-220.....	(a) Fixed.....			(b) Mobile.....	
	(b) Mobile.....		4200-4400.....	Aeronautical navigational* (altimeters).....	
220-225.....	Amateur.....		4400-5000.....	(a) Fixed.....	
225.0-328.6.....	(a) Fixed.....			(b) Mobile.....	
	(b) Mobile.....		5000-5250.....	Aeronautical navigational (instrument landings).....	
328.6-335.4.....	Aeronautical navigational (glide path).....		5250-5450 ²⁶	Navigational*.....	
335.4-400.0.....	(a) Fixed.....		5450-5650 ²⁶	Navigational* (Racones).....	
	(b) Mobile.....		5650-5850 ²⁶	Navigational*.....	
400-405.....	Meteorological aid (radio sonde).....		5850-5950.....	Amateur.....	
405-420.....	(a) Fixed.....			(a) Fixed.....	
	(b) Mobile.....			(b) Mobile.....	
420-450 ²²	(a) Aeronautical navigational* (altimeters).....		5900-6050 ²⁷	Navigational*.....	
	(b) Amateur.....		6050-6350 ²⁷	Navigational* (Racones).....	
450-460 ²²	(a) Aeronautical navigational* (altimeters).....		6350-10000 ²⁸	Navigational*.....	
	(b) Fixed.....		10000-10500.....	Amateur.....	
	(c) Mobile.....		10500-21000.....	(a) Fixed.....	
460-470.....	(a) Fixed.....			(b) Mobile.....	
	(b) Mobile.....		21000-22000.....	Amateur.....	
			22000-30000.....	(a) Fixed.....	
				(b) Mobile.....	

*Pulsed navigational aids permitted.

¹ Lowest and highest assignable frequencies 540 and 1600 kc.² 1800-1900 regional; 1900-2000 regional.

The Loran system requires a band of only 100 kilocycles in any particular area. The amateur, fixed, or mobile services may employ, in any particular area, whichever band is not required for Loran, but only on the condition that they do not cause harmful interference to the navigational service.

³ Standard frequency 2500 kc.

⁴ "Route"—Available exclusively for aeronautical mobile communications along air routes established for air carrier flying and only where the use of frequencies above 30 megacycles is impracticable.

⁵ Frequencies within this band are reserved for fixed circuits associated primarily with long distance air routes where other facilities are not available or are impracticable.

⁶ "Off-route"—Not available for aeronautical mobile communications along air routes established for scheduled air carrier flying.

⁷ Standard frequency 5000 kc.

⁸ In order further to satisfy the stated requirements of certain countries for tropical broadcasting, this band may be employed by stations for domestic coverage during local daylight hours, and by stations for long distance coverage as appropriate.

⁹ Standard frequency 10000 kc.

¹⁰ The fixed service recognizes that interference to its operations within this band may result from the emissions on the frequency 13660 kc of industrial, scientific and medical devices.

¹¹ The frequency 13660 kc is designated for the operation of industrial, scientific and medical devices.

¹² Standard frequency 15000 kc.¹³ Standard frequency 20000 kc.¹⁴ Standard frequency 25000 kc.

¹⁵ This service recognizes that interference to its operations within this band may result from the emissions on the frequency 27.320 mc of industrial, scientific and medical devices.

[F. R. Doc. 47-2591; Filed, Mar. 19, 1947; 8:50 a. m.]

SPOKANE BROADCASTING CORP.

PROPOSED TRANSFER OF CONTROL¹

The Commission hereby gives notice that on December 24, 1946 there was filed with it an application (BTC-527) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Spokane Broadcasting Corporation licensee of KFIO, Spokane, Washington from Arthur L. Smith to the proposed stockholders of the company consisting of Arthur L. Smith and 22 other proposed subscribers to stock. The proposal to transfer control arises out of arrangements pursuant to which the licensee would increase its capitalization from 5,000

shares of \$1 par value common voting stock (of which Arthur L. Smith now owns 4,996 or 99 plus percent of the outstanding stock) to 300,000 shares of \$1 par value stock of which there would be issued to Smith 50,000 shares covering his interest in physical properties of the station (including the stock now held by him) and an additional 15,000 shares for \$1 per share resulting in Smith holding a 26% interest under the proposal. A loan to Smith of \$5,968.19 would be waived. An additional 185,000 shares would be sold to 22 subscribers at par. The proceeds from the sale of the stock would be used in connection with the proposed betterments in facilities (see application B5-P-5559; Docket 8060 for change in frequency and increase in power) upon the grant of which application this proposal is contingent. Fur-

ther information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946 the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by applicant on March 1, 1947 that starting on March 10, 1947 notice of the filing of the application would be inserted in a newspaper of general circulation at Spokane, Washington in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had upon the application for a period of 60

¹ § 1.321, Part I, Rules of practice and procedure.

days from March 10, 1947 within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract. (Sec. 310 (b) 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2594; Filed, Mar. 19, 1947;
8:50 a. m.]

FOUR STATES BROADCASTERS, INC., AND
H. J. GRIFFITH BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Four States Broadcasters, Inc., Joplin, Mo., Docket No. 7781, File No. BP-4805; H. J. Griffith, d/b as H. J. Griffith Broadcasting Co., Parsons, Kansas, Docket No. 8191, File No. BP-5776, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Four States Broadcasters, Inc., requesting a construction permit for a new standard broadcast station to operate on 1310 kc, 1 kw power, 5 kw local sunset, unlimited time, employing a directional antenna at Joplin, Missouri and H. J. Griffith, d/b as H. J. Griffith Broadcasting Company, requesting a construction permit for a new standard broadcast station to operate on 1310 kc, 1 kw power, unlimited time, employing a directional antenna at night, at Parsons, Kansas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference with the services proposed, each to the other, or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2572; Filed, Mar. 19, 1947;
8:47 a. m.]

NORTHERN BROADCASTING CO., INC.

PROPOSED ASSIGNMENT OF LICENSES AND
PERMITS¹

The Commission hereby gives notice that on March 6, 1947, there was filed with it an application (BAL-592) for its consent under section 310 (b) of the Communications Act to the proposed assignment of licenses and permits of Northern Broadcasting Company, Inc., licensee of WSAU, Wausau, Wisconsin, and permittee of FM Station WSAU-FM from Northern Broadcasting Company, Inc., to The Journal Company. The proposal to assign the licenses and permits arises out of a contract of February 20, 1947, pursuant to which William E. Walker, E. W. Walker, and Donald R. Burt holders of all of the 400 issued and outstanding shares of the common voting stock of Northern Broadcasting Company, Inc., agree to sell to The Journal Company of Milwaukee all of their said 400 shares of common voting stock for a consideration of \$500 per share (total consideration \$200,000). Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

On July 25, 1946, the Commission adopted § 1.388 (known as § 1.321 effective September 11, 1946) which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application. Pursuant thereto the Commission was advised by applicant on March 6, 1947, that starting on March 6 notice of the filing of the application would be inserted in The Wausau Record Herald a newspaper of general circulation at Wausau, Wisconsin, in conformity with the above rule.

In accordance with the procedure set out in said rule, no action will be had

¹ § 1.321, Part I, Rules of practice and procedure.

upon the application for a period of 60 days from March 6, 1947, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b) 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2593; Filed, Mar. 19, 1947;
8:50 a. m.]

[Docket Nos. 7867, 7638, 8210]

COMMUNITY BROADCASTING CO. (WTOL)
AND PUBLIC SERVICE BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of The Community Broadcasting Co. (WTOL) for renewal of license of Station WTOL, Docket No. 7867, File No. B2-R-958; for construction permit for new FM station, Toledo, Ohio, Docket No. 7638, File No. B2-PH-837; Public Service Broadcasters, Inc., Toledo, Ohio, Docket No. 8210, File No. B2-P-5538; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of March 1947.

The Commission having under consideration the above-entitled application of Public Service Broadcasters, Inc., filed December 17, 1946, for a construction permit for a new standard broadcast station at Toledo, Ohio, to operate on the frequency 1230 kc with 250 watts power, unlimited time; and

It appearing, that said application is mutually exclusive with the above-entitled application, of the Community Broadcasting Company (WTOL) for renewal of license of Station WTOL, which application was designated for hearing to begin on January 10, 1947; and

It further appearing, that the application of Public Service Broadcasters, Inc., was filed more than twenty days prior to the scheduled date of hearing on the renewal application of the Community Broadcasting Company, and that the two applications should be designated for consolidated hearing pursuant to §§ 1.387 (b) (3) and 1.724 (b) of the Commission's rules and regulations; and

It further appearing, that such consolidation has not been effected, and that a hearing on the application of the Community Broadcasting Company has been held on January 19, 1947.

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Public Service Broadcasters, Inc., be, and it is hereby designated for hearing in consolidation with the hearing heretofore held upon the application of Community Broadcasting Company (Docket No. 7867, File No. B2-R-958), § 1.857 of the Commission's rules and regulations being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That, for the purposes of this proceeding, the record in the matter of the application of Community Broadcasting Company (WTOL) (File No. B2-R-958, Docket No. 7867) be and it is hereby reopened, and that the order dated October 31, 1946 designating the said application of Community Broadcasting Company (WTOL) for hearing be and it is hereby amended to include the said application of Public Service Broadcasters, Inc.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2571; Filed, Mar. 19, 1947;
8:47 a. m.]

[Docket Nos. 7966, 8199]

ATLANTIC CITY BROADCASTING CORP. AND
STRAND BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Atlantic City Broadcasting Corp., Atlantic City, N. J. Docket No. 7966, File No. BP-5402; Strand Broadcasting Corp., Atlantic City, N. J. Docket No. 8199, File No. BP-5791, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications each requesting a construction permit for a new standard broadcast station to operate on 1230 kc, 250 w power, unlimited time, at Atlantic City, New Jersey.

It is ordered, That, pursuant to section 309 (a) of the Communications Act of

1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2579; Filed, Mar. 19, 1947;
8:49 a. m.]

[Docket Nos. 8021, 8022, 8193]

MOUNT VERNON BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of The Mount Vernon Broadcasting Co., Mount Vernon, Ohio, Docket No. 8021, File No. BP-5329; Mount Broadcasting Corp. Newark, Ohio, Docket No. 8022, File No. BP-5486; Robert M. Beer and Edgar Koehl, d/b as Beer and Koehl Ashland, Ohio, Docket No. 8193, File No. BP-5851, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application of Robert M. Beer and Edgar Koehl, d/b as Beer and Koehl, requesting a construction permit for a new standard broadcast station to operate on 1340 kc, 250 w power, unlimited time, at Ashland, Ohio; and

It appearing, that the Commission, on December 19, 1946, designated for hearing in a consolidated proceeding the applications of The Mount Vernon Broadcasting Company (File No. BP-5329, Docket No. 8021) requesting a construction permit for a new standard broadcast station to operate on 1340 kc, 250 w power, unlimited time, at Mount Vernon, Ohio, and Mount Broadcasting Corporation (File No. BP-5486, Docket No. 8022) requesting a construction permit for a new standard broadcast station to operate on 1340 kc, 250 w power, unlimited time, at Newark, Ohio; and

It further appearing, that the Commission, on February 14, 1947, permitted Radio Voice of Springfield, Inc., licensee of Station WIZE, Springfield, Ohio, to intervene in said proceeding;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Robert M. Beer and Edgar Koehl, d/b as Beer and Koehl, be, and it is hereby, designated for hearing in the above consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending applications in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order of the Commission dated December 19, 1946, designating the applications of The Mount Vernon Broadcasting Company and Mound Broadcasting Corporation for hearing in a consolidated proceeding, be, and it is hereby, amended to include the application of Robert M. Beer and Edgar Koehl, d/b as Beer and Koehl, and to include among the issues for hearing, Issue No. 7, stated above; and

It is further ordered, That the order of the Commission dated February 14, 1947, permitting Radio Voice of Springfield, Inc., licensee of Station WIZE, Springfield, Ohio, to intervene in said proceeding, be, and it is hereby, amended to include the application of Robert M. Beer and Edgar Koehl, d/b as Beer and Koehl.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2574; Filed, Mar. 19, 1947;
8:48 a. m.]

[Docket Nos. 8051, 8052, 8195]

TRI-STATE BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Tri-State Broadcasting Co., Sioux Falls, South Dakota, Docket No. 8051, File No. BP-5505; Midland National Life Insurance Co. (KWAT) Watertown, South Dakota, Docket No. 8052, File No. BP-5535; Corn Palace City Radio Corp., Mitchell, South Dakota, Docket No. 8195, File No. BP-5742; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947.

The Commission having under consideration the above-entitled application of Corn Palace City Radio Corporation, requesting a construction permit for a new standard broadcast station to operate on 950 kc, 5 kw power, unlimited time, employing a directional antenna, at Mitchell, South Dakota; and

It appearing, that the Commission, on January 16, 1947, designated for hearing in a consolidated proceeding the applications of Tri-State Broadcasting Company (File No. BP-5505, Docket No. 8051) requesting a construction permit for a new standard broadcast station to operate on 950 kc, 5 kw power, unlimited time, employing a directional antenna, at Sioux Falls, South Dakota, and Midland National Life Insurance Co. (File No. BP-5535, Docket No. 8051) requesting a construction permit to change the operating assignment of Station KWAT, Watertown, South Dakota, from 1240 kc, 250 w power, unlimited time, to 950 kc, 1 kw power, unlimited time, employing a directional antenna at night;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of

Corn Palace City Radio Corporation be, and it is hereby, designated for hearing in the above consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order dated January 16, 1947, designating the above-entitled applications of Tri-State Broadcasting Company and Midland National Life Insurance Co. for hearing in a consolidated proceeding, be, and it is hereby, amended to include the above-entitled application of Corn Palace City Radio Corporation, and to include among the issues for hearing, Issue No. 7, stated above.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2576; Filed, Mar. 19, 1947;
8:48 a. m.]

[Docket Nos. 8125, 8126, 8196]

KNOX BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of R. C. Goshorn, L. R. Goshorn and R. L. Rose, d/b as

Knox Broadcasting Co., Galesburg, Ill., Docket No. 8125, File No. BP-5761, Denver V. Tolle, Emerson Y. Parks, William M. Liddle and Walter J. Winship, d/b as Kewanee Broadcasting Co., Kewanee, Ill., Docket No. 8126, File No. BP-5777; The Gate City Co., Keokuk, Iowa, Docket No. 8196, File No. BP-5858, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application of The Gate City Company, requesting a construction permit for a new standard broadcast station to operate on 1100 kc, 250 w power, daytime only, at Keokuk, Iowa; and

It appearing, that the Commission, on February 20, 1946, designated for hearing in a consolidated proceeding the applications of R. C. Goshorn, L. R. Goshorn, and R. L. Rose, d/b as Knox Broadcasting Company (File No. BP-5761, Docket No. 8125) requesting a construction permit for a new standard broadcast station to operate on 1110 kc, 1 kw power, daytime only, at Galesburg, Illinois, and Denver V. Tolle, Emerson Y. Parks, William M. Liddle and Walter J. Winship, d/b as Kewanee Broadcasting Company (File No. BP-5777, Docket No. 8126), requesting a construction permit for a new standard broadcast station to operate on 1100 kc, 250 w power, daytime only, at Kewanee, Illinois;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of The Gate City Company be, and it is hereby, designated for hearing in the above consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations af-

fects thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order of February 20, 1947, designating the above-entitled applications of Knox Broadcasting Company and Kewanee Broadcasting Company for hearing in a consolidated proceeding, be, and it is hereby, amended to include the above-entitled application of The Gate City Company, and to include among the issues for hearing, Issue No. 7, stated above.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2577; Filed, Mar. 19, 1947;
8:48 a. m.]

[Docket Nos. 8189, 8190]

VENTURA COUNTY BROADCASTING CO. AND
VALVERDE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Eva Miller Grimes, d/b as Ventura County Broadcasting Co. Oxnard, Calif., Docket No. 8189, File No. BP-5646; William T. Burton, Jr., d/b as Valverde Broadcasting Co. Oxnard, Calif., Docket No. 8190, File No. BP-5835, for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Eva Miller Grimes, d/b as Ventura County Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 910 kc, 1 kw power, daytime only, at Oxnard, California and William T. Burton, Jr., d/b as Valverde Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 910 kc, 250 w power, daytime only, at Oxnard, California;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant and of the applicant partnership and the partners to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference with the services proposed, each to the other, or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2570; Filed, Mar. 19, 1947;
8:47 a. m.]

[Docket No. 8192]

RADIO AUSTIN, INC.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re application of Radio Austin, Inc., Austin, Minnesota, Docket No. 8192, File No. BP-5682, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1400 kc, 100 w power, unlimited time, at Austin, Minnesota;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KQVD, Fort Dodge, Iowa or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That Northwest Broadcasting Company, licensee of Station KQVD, Fort Dodge, Iowa, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2573; Filed, Mar. 19, 1947;
8:47 a. m.]

[Docket No. 8194]

LOGANSPORT BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re application of Logansport Broadcasting Corp., Logansport, Indiana, Docket No. 8194, File No. BP-5770, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1230 kc, 250 w power, unlimited time, at Logansport, Indiana.

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, direc-

tors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WJOB, Hammond, Indiana, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That O. E. Richardson, Fred L. Adair and Robert C. Adair, d/b as Radio Station WJOB, licensee of Station WJOB, Hammond, Indiana, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2575; Filed, Mar. 19, 1947;
8:48 a. m.]

[Docket Nos. 8197, 8198]

RADIO BROADCASTING CORP., AND McLEAN
COUNTY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Radio Broadcast-
ing Corp., La Salle-Peru, Ill., Docket No.
8197, File No. BP-5747; McLean County
Broadcasting Co., Bloomington, Ill.,
Docket No. 8198, File No. BP-5857, for
construction permits.

At a session of the Federal Communi-
cations Commission, held at its offices in
Washington, D. C., on the 6th day of
March 1947;

The Commission having under con-
sideration the above-entitled applica-
tions of Radio Broadcasting Corporation
requesting a construction permit for a
new standard broadcast station to op-
erate on 1080 kc, 1 kw power, daytime
only, at La Salle-Peru, Illinois, and Mc-
Lean County Broadcasting Company re-
questing a construction permit for a new
standard broadcast station to operate on
1080 kc, 250 w power, daytime only, at
Bloomington, Illinois;

It is ordered, That, pursuant to sec-
tion 309 (a) of the Communications Act
of 1934, as amended, the said applica-
tions be, and they are hereby, designated
for hearing in a consolidated proceeding,
§ 1.857 of the Commission's rules and
regulations not being applicable, at a
time and place to be designated by sub-
sequent order of the Commission, each
upon the following issues:

1. To determine the legal, technical,
financial, and other qualifications of the
applicant corporation, its officers, direc-
tors and stockholders to construct and
operate the proposed station.

2. To determine the areas and popu-
lations which may be expected to gain
or lose primary service from the opera-
tion of the proposed station and the
character of other broadcast service
available to those areas and populations.

3. To determine the type and charac-
ter of program service proposed to be
rendered and whether it would meet the
requirements of the populations and
areas proposed to be served.

4. To determine whether the opera-
tion of the proposed station would in-
volve objectionable interference with
any existing broadcast stations and, if
so, the nature and extent thereof, the
areas and populations affected thereby,
and the availability of other broadcast
service to such areas and populations.

5. To determine whether the operation
of the proposed station would involve
objectionable interference with the ser-
vices proposed in the other pending ap-
plication in this proceeding or in any other
pending applications for broadcast fa-
cilities and, if so, the nature and extent
thereof, the areas and populations af-
fected thereby, and the availability of
other broadcast service to such areas and
populations.

6. To determine whether the installa-
tion and operation of the proposed sta-
tion would be in compliance with the
Commission's rules and Standards of
Good Engineering Practice Concerning
Standard Broadcast Stations.

7. To determine on a comparative basis
which, if either, of the applications in this
consolidated proceeding should be
granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2578; Filed, Mar. 19, 1947;
8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

NATIONAL ASSN. OF SECURITIES DEALERS,
INC., ET AL.

NOTICE REGARDING FILING OF APPLICATION

At a regular session of the Securities
and Exchange Commission held at its
office in the City of Philadelphia, Penn-
sylvania on the 14th day of March 1947.

In the matter of application of Na-
tional Association of Securities Dealers,
Inc., on behalf of John Doe and Com-
pany for approval of continuance in
membership in the National Association
of Securities Dealers, Inc. with Edward

E. Trost employed as a registered repre-
sentative.

Notice is hereby given that the Na-
tional Association of Securities Dealers,
Inc., a registered securities association
(hereinafter referred to as the Associa-
tion) has filed with this Commission, on
behalf of John Doe and Company, an
application for approval of the continu-
ance of the membership of John Doe and
Company in the Association, pursuant
to the provisions of section 15A (b) (4)
of the Securities Exchange Act of 1934.

Among other things, the above appli-
cation states that:

A. Edward E. Trost is now employed
by John Doe and Company, a member of
the Association, having its principal
office in Buffalo, New York.

B. In 1942 and prior thereto, Edward
E. Trost was president of Trost & Co.,
Inc., which at that time was a member
of the Association with offices in Buffalo,
New York.

C. By order of the Securities and Ex-
change Commission, issued on Decem-
ber 11, 1942, the firm of Trost & Co., Inc.,
was expelled from membership in the
Association and its registration as a
broker and dealer was revoked.

D. The District Committee for Dis-
trict No. 13 and the Board of Governors
of the Association, having reviewed the
record in the proceedings resulting in
such order of expulsion and having con-
sidered the subsequent activity of Ed-
ward E. Trost and his general reputa-
tion in the business community, believe
that he should be permitted to engage
in the securities business as an employee
and registered representative of John
Doe and Company, and that the con-
tinuance of John Doe and Company in
membership in the Association with Ed-
ward E. Trost as an employee and reg-
istered representative thereof would be
consonant with the stated purposes and
policies of section 15A of the act.

E. The Association now applies for
approval of the Commission to continu-
ance of John Doe and Company in mem-
bership in the Association with Edward
E. Trost employed as a registered repre-
sentative.

The public files of the Commission
show that the order revoking the regis-
tration of Trost & Co., Inc., as a broker
and dealer and expelling it from mem-
bership in the Association is still in ef-
fect and the opinion of the Commission
in the matter tends to show that Trost,
while acting as president of Trost & Co.,
Inc., was a cause of said order. Under
the provisions of section 15A (b) (4) of
the Securities Exchange Act of 1934, as
amended, and section 2 of Article I of
the Association's By-Laws the firm of
John Doe and Company may not be
continued in membership in the Associa-
tion so long as Edward E. Trost is con-
trolled by said company, if in fact Trost
was a cause of the order above referred
to, except with the approval of the Se-
curities and Exchange Commission based
upon a finding that such approval is
appropriate in the public interest.

Any interested person may informally
present his views or any information re-
lating to this matter by communicating
with Peter T. Byrne, Regional Adminis-
trator of the Commission's New York

Regional Office, 120 Broadway, New York 5, New York, on or before April 8, 1947. Within the same time any person desiring that a formal hearing be held may file with the Secretary a written request to that effect, together with a brief statement of the nature of his interest in the proceeding and the position which he proposes to take. In the absence of such a request by any person having a bona fide interest in the proceeding, the Commission will either set the matter down for hearing on its own motion after appropriate notice or, if it should appear appropriate to do so, will grant the application on the basis of the record and without formal hearing.

This notice shall be served on John Doe and Company and the Association not less than fifteen (15) days prior to April 8, 1947, and published in the FEDERAL REGISTER in the manner prescribed by the Federal Register Act not later than fifteen (15) days prior to April 8, 1947.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2561; Filed, Mar. 19, 1947;
8:56 a. m.]

NATIONAL ASSN. OF SECURITIES DEALERS, INC., ET AL.

NOTICE REGARDING FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of March A. D. 1947.

In the matter of application of National Association of Securities Dealers, Inc., on behalf of John Doe and Company for approval of continuance in membership in the National Association of Securities Dealers, Inc., with A. R. Miller employed as a registered representative.

Notice is hereby given that the National Association of Securities Dealers, Inc., a registered securities association (hereinafter referred to as the Association) has filed with this Commission, on behalf of John Doe and Company, an application for approval of the continuance of the membership of John Doe and Company in the Association, pursuant to the provisions of section 15A (b) (4) of the Securities Exchange Act of 1934.

Among other things, the above application states that:

A. A. R. Miller is now employed by John Doe and Company, a member of the Association, having its principal office in New York, New York, and a branch office in Washington, D. C. A. R. Miller is employed at the branch office.

B. A. R. Miller, doing business as A. R. Miller & Company, a sole proprietor, was a registered broker and dealer and a member of the Association prior to June 7, 1943; with offices in Washington, D. C.

C. By decision of the Board of Governors, dated June 7, 1943, A. R. Miller, doing business as A. R. Miller & Company,

was expelled from membership in the Association for violation of an Association rule prohibiting conduct inconsistent with just and equitable principles of trade.

D. The District Committee for District No. 13 and the Board of Governors of the Association, having reviewed the record in the proceedings resulting in such order of expulsion and having considered the subsequent activity of A. R. Miller and his general reputation in the business community, believe that he has been sufficiently penalized for the violation of the rule which was the subject of such disciplinary proceedings, that he should be permitted to engage in the securities business as an employee and registered representative of John Doe and Company, and that the continuance of John Doe and Company in membership in the Association with A. R. Miller as an employee and registered representative thereof would be consonant with the stated purposes and policies of section 15A of the act.

E. The Association now applies for approval of the Commission to continuance of John Doe and Company in membership in the Association with A. R. Miller as an employee and registered representative.

Under the provisions of section 15A (b) (4) of the Securities Exchange Act of 1934, as amended, and section 2 of Article I of the Association's By-Laws, the firm of John Doe and Company may not be continued in membership in the Association so long as A. R. Miller is controlled by said company, except with the approval of the Securities and Exchange Commission based upon a finding that such approval is appropriate in the public interest.

Any interested person may informally present his views or any information relating to this matter by communicating with E. Russel Kelly, Regional Administrator of the Commission's Baltimore Regional Office, O'Sullivan Building, Baltimore, Maryland, on or before April 8, 1947. Within the same time any person desiring that a formal hearing be held may file with the Secretary a written request to that effect, together with a brief statement of the nature of his interest in the proceeding and the position which he proposes to take. In the absence of such a request by any person having a bona fide interest in the proceeding, the Commission will either set the matter down for hearing on its own motion after appropriate notice or, if it should appear appropriate to do so, will grant the application on the basis of the record and without formal hearing.

This notice shall be served on John Doe and Company and the Association not less than fifteen (15) days prior to April 8, 1947, and published in the FEDERAL REGISTER in the manner prescribed by the Federal Register Act not later than (15) days prior to April 8, 1947.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2562; Filed, Mar. 19, 1947;
8:46 a. m.]

[File Nos. 7-932 through 7-935, 7-937 through 7-943, and 7-945 through 7-954]

ALLIED STORES CORP. ET AL.

FINDINGS AND ORDER GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of March A. D. 1947.

In the matter of applications by the Cincinnati Stock Exchange for Unlisted Trading Privileges in Twenty-One (21) Securities; File Nos. 7-932 to 7-935, inclusive, 7-937 to 7-943, inclusive, and 7-945 to 7-954, inclusive.

The Cincinnati Stock Exchange has made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder for permission to extend unlisted trading privileges to the twenty-one securities enumerated below and listed in the attached schedule. Each of these securities is listed and registered on another national securities exchange as indicated below.

A public hearing has been held after appropriate notice and the Commission, being duly advised, finds:

(1) That the number of shares outstanding of each security, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are set forth in the attached table;

(2) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(3) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the Cincinnati Stock Exchange for permission to extend unlisted trading privileges to:

Allied Stores Corporation, Common Stock, No Par Value, now listed on the New York Stock Exchange,

American Airlines, Incorporated (Delaware), Common Stock, \$1.00 Par Value, now listed on the New York Stock Exchange,

American Telephone and Telegraph Company, Common Stock, \$100.00 Par Value, now listed on the Boston Stock Exchange, Chicago Stock Exchange, New York Stock Exchange, Philadelphia Stock Exchange, and Washington Stock Exchange,

The Chesapeake & Ohio Railway Company, Common Stock, \$25.00 Par Value, now listed on the New York Stock Exchange,

The Commonwealth & Southern Corporation, Common Stock, No Par Value, now listed on the New York Stock Exchange,

Curtis Wright Corporation, Common Stock, \$1.00 Par Value, now listed on the New York Stock Exchange,

Dayton Power and Light Company, Common Stock, \$7.00 Par Value, now listed on the New York Stock Exchange,

Federated Department Stores, Incorporated, Common Stock, No Par Value, now listed on the New York Stock Exchange,

General Electric Company, Common Stock, No Par Value, now listed on the Boston Stock Exchange and New York Stock Exchange,

The National Cash Register Company, Common Stock, No Par Value, now listed on the New York Stock Exchange,

The New York Central Railroad Company, Common Stock, No Par Value, now listed on the New York Stock Exchange,

The Ohio Oil Company, Common Stock, No Par Value, now listed on the New York Stock Exchange,

Packard Motor Car Company, Common Stock, No Par Value, now listed on the Detroit Stock Exchange and New York Stock Exchange,

The Pennsylvania Railroad Company, Common Stock, \$50.00 Par Value, now listed on the Boston Stock Exchange, Chicago Stock

Exchange, New York Stock Exchange, and Philadelphia Stock Exchange,

Pepsi-Cola Company, Common Stock, 33 $\frac{1}{4}$ ¢ Par Value, now listed on the New York Stock Exchange,

Radio Corporation of America, Common Stock, No Par Value, now listed on the New York Stock Exchange,

Socony-Vacuum Oil Company, Inc., Common Stock, \$15.00 Par Value, now listed on the New York Stock Exchange,

Standard Oil Company (New Jersey), Common Stock, \$25.00 Par Value, now listed on the New York Stock Exchange,

Standard Oil Company (Ohio), Common Stock, \$10.00 Par Value, now listed on the

Cleveland Stock Exchange and New York Stock Exchange,

United States Steel Corporation, Common Stock, No Par Value, now listed on the Chicago Stock Exchange, New York Stock Exchange, and San Francisco Stock Exchange,

Westinghouse Electric Corporation, Common Stock, \$12.50 Par Value, now listed on the Boston Stock Exchange, Chicago Stock Exchange, New York Stock Exchange, and Pittsburgh Stock Exchange,

be, and the same are, hereby granted.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

SUMMARY PERTAINING TO APPLICATIONS BY THE CINCINNATI STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO TWENTY-ONE (21) STOCKS

	Shares outstanding	Distribution in vicinity on Sept. 30, 1946, ¹ shares	Trading volume in vicinity from Oct. 1, 1945, to Sept. 30, 1946: ²			Shares outstanding	Distribution in vicinity on Sept. 30, 1946, ¹ shares	Trading volume in vicinity from Oct. 1, 1945, to Sept. 30, 1946: ²	
			Trans- actions	Shares				Trans- actions	Shares
Allied Stores Corp., common stock, no par value.....	2,062,722	29,628	204	19,200	The Ohio Oil Co., common stock, no par value.....	6,563,377	17,210	253	23,153
American Airlines, Inc., (Delaware), common stock, \$1 par value.....	6,452,836	17,180	336	46,011	Packard Motor Car Co., common stock, no par value.....	15,000,000	33,737	515	60,016
American Telephone & Telegraph Co., common stock, \$100 par value.....	20,345,036	15,022	573	15,715	The Pennsylvania R. R. Co., common stock, \$50 par value.....	13,167,754	17,887	358	20,776
The Chesapeake & Ohio Ry. Co., common stock, \$25 par value.....	7,657,354	25,848	545	23,978	Pepsi-Cola Co., common stock, 33 $\frac{1}{4}$ ¢ par value.....	5,762,004	16,427	236	25,184
The Commonwealth & Southern Corp., common stock, no par value.....	33,673,328	60,969	812	241,579	Radio Corp. of America, common stock, no par value.....	13,881,016	26,115	306	26,744
Curtiss Wright Corp., common stock, \$1 par value.....	7,432,039	16,633	414	67,175	Socony-Vacuum Oil Co., Inc., common stock, \$15 par value.....	31,178,323	44,663	471	44,323
Dayton Power & Light Co., common stock, \$7.50 par value.....	1,530,000	16,847	402	33,756	Standard Oil Co. (New Jersey), common stock, \$25 par value.....	27,333,742	34,728	355	21,784
Federated Department Stores, Inc., common stock, no par value.....	2,130,796	25,701	384	32,319	Standard Oil Co. (Ohio), common stock, \$10 par value.....	2,676,384	13,984	190	16,415
General Electric Co., common stock, no par value.....	28,845,927	43,554	461	25,953	United States Steel Corp., common stock, no par value.....	8,703,252	17,787	454	23,453
The National Cash Register Co., common stock, no par value.....	1,628,000	5,446	113	7,932	Westinghouse Electric Corp., common stock, \$12.50 par value.....	12,856,394	22,467	227	25,429
The New York Central R. R. Co., common stock, no par value.....	6,447,413	18,431	290	36,221					

¹ Reported by member firms and local banks.

² Reported by member firms.

³ The main plant of this issuer is in Dayton, Ohio.

[F. R. Doc. 47-2563; Filed, Mar. 19, 1947; 8:46 a. m.]

[File Nos. 54-127, 59-3, 59-12]

ELECTRIC BOND AND SHARE CO. ET AL.

SUPPLEMENTAL ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of March A. D. 1947.

In the matter of Electric Bond and Share Company, File No. 54-127. Electric Bond and Share Company and its subsidiary companies, respondents, File No. 59-3; Electric Bond and Share Company, American Power & Light Company, National Power & Light Company, Electric Power & Light Corporation, et al., respondents, File No. 59-12.

Electric Bond and Share Company ("Bond and Share") a registered holding company, having filed a supplemental application pursuant to the provisions of the Public Utility Holding Company Act of 1935 regarding the following transactions:

Bond and Share's Plan II-A, as amended, approved by the Commission on September 6, 1946, provided, among other things, that the company sell within a specified period of time any shares of the common stock of Pennsylvania Power & Light Company ("Pennsylvania") not offered to, or not purchased by, the common stockholders of Bond

and Share in accordance with the provisions of Plan II-A, as amended. Bond and Share has notified the Commission pursuant to Rule U-44 (c) that it proposes to dispose of such Pennsylvania stock consisting of 153,753 shares of common stock (plus not exceeding 15,000 additional shares which may be purchased for stabilizing purposes) by means of the sale thereof to an underwriting group formed by Lehman Bros. for a secondary distribution after the close of the New York Stock Exchange (upon which the said shares of Pennsylvania are listed) on a day to be mutually agreed upon between Bond and Share and the underwriters. The initial public offering price is also to be mutually agreed upon between Bond and Share and the underwriters and is to be equal to the price at which the last sale of the common stock of Pennsylvania on the New York Stock Exchange was made prior to such mutual agreement, or to be equal to such price less 12 $\frac{1}{2}$ ¢ per share.

Bond and Share now requests permission to acquire not in excess of 15,000 shares of the common stock of Pennsylvania on the New York Stock Exchange for the purpose of stabilizing the prices of such stock from, 10:00 a. m., e. s. t., on March 13, 1947, until the time at which the initial public offering price is mu-

tually agreed upon between Bond and Share and the underwriters, but in any event not later than the close of business on March 19, 1947.

Bond and Share also requests that the order of the Commission approving the proposed transactions contain findings and recitations conforming to the provisions and requirements of section 1808 (f) of the Internal Revenue Code, as amended.

The Commission finding that no adverse findings are necessary under the applicable provisions of the act and deeming it appropriate in the public interest and in the interest of investors and consumers that said application be granted, and further deeming it appropriate to grant the request of the applicant that the order conform to the requirements of the Internal Revenue Code, as amended, including section 1808 (f) thereof:

It is ordered, Pursuant to the applicable provisions of the act and the rules thereunder that said application be, and the same hereby is, granted forthwith subject to the condition that any common stock of Pennsylvania so acquired by Bond and Share shall be subject to the divestment provisions contained in Plan II-A, as amended.

It is further ordered, That any transfer upon the sale or other disposal by

Electric Bond and Share Company of any shares of common stock of Pennsylvania Power & Light Company purchased by Electric Bond and Share Company in the course of the above-described stabilizing operations is necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2564; Filed, Mar. 19, 1947;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Law 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 8355]

HATTIE K. MAYER

In re: Estate of Hattie K. Mayer, deceased. File No. D-28-10037; E. T. sec. 14234.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That ——— Zabrzski, first name unknown, son of Rose Zabrzski, deceased, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the personal representatives, heirs, next of kin, legatees and distributees of ——— Zabrzski, first name unknown, son of Rose Zabrzski, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That the sum of \$535.83 was paid to the Alien Property Custodian by Mrs. R. W. Gerhard, Administratrix of the Estate of Hattie K. Mayer, deceased;

4. That the said sum of \$535.83 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof and that the personal representatives, heirs, next of kin, legatees and distributees of ——— Zabrzski, first name unknown, son of Rose Zabrzski, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having

been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Alien Property Custodian by acceptance thereof on May 9, 1946, pursuant to the Trading with the Enemy Act, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2612; Filed, Mar. 19, 1947;
8:46 a. m.]

[Vesting Order 8304]

F. A. DALLMEYER

In re: Bank account owned by F. A. Dallmeyer. F-28-7638-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That F. A. Dallmeyer, whose last known address is Dusseldorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to F. A. Dallmeyer, by Houston Bank and Trust Company, 119 Main Street, Houston 2, Texas, arising out of a Savings Account, Account Number 13629, entitled F. A. Dallmeyer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2613; Filed, Mar. 19, 1947;
8:46 a. m.]

[Vesting Order 8370]

TOSHI IDA

In re: Bank account owned by Toshi Ida. D-39-18600-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Toshi Ida, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Toshi Ida, by Bank of America National Trust and Savings Association, 660 South Spring Street, Los Angeles 14, California, arising out of a Checking Account, entitled Toshi Ida, maintained at the branch office of the aforesaid bank located at 1330 Sartori Avenue, Torrance, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2616; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8366]

YOSHIO ENDO

In re: Bank account owned by Yoshio Endo. D-39-18713-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoshio Endo, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Yoshio Endo, by Bank of America National Trust and Savings Association, 660 South Spring Street, Los Angeles, California, arising out of a Checking Account, entitled Yoshio Endo, maintained at the branch office of the aforesaid bank located at 505 West Seventh Street, Los Angeles, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2614; Filed, Mar. 19, 1947;
8:47 a. m.]

-[Vesting Order 8368]

KICHISABURO HASEGAWA

In re: Bank account owned by Kichisaburo Hasegawa. F-39-4605-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kichisaburo Hasegawa, whose last known address is Tokyo, Japan, is

a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Kichisaburo Hasegawa, by Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco 20, California, arising out of a Commercial Account, entitled Kichisaburo Hasegawa, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2615; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8373]

CARLOS KOESTER

In re: Bank account owned by Carlos Koester. F-28-3226-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carlos Koester, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Carlos Koester, by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of a Checking Account, entitled Carlos Koester, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account

of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2617; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8375]

HIDEKO MASUDA

In re: Bank account owned by Hideko Masuda. F-39-3154-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hideko Masuda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Hideko Masuda, by The Capital National Bank of Sacramento, P. O. Box 899, Sacramento 4, California, arising out of a Savings Account, Account Number 69694, entitled Hideko Masuda, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate con-

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2618; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8437]

GUSTAV ZIEGLER

In re: Stock owned by and debt owing to Gustav Ziegler, also known as Gustave Ziegler, and Margarete Ziegler, also known as Margarite Ziegler and as Margaret Ziegler. F-28-738-D-1/8.

Under the authority of the Trading with the Enemy Act, as amended, Exec-

utive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gustav Ziegler, also known as Gustave Ziegler, and Margarete Ziegler, also known as Margarite Ziegler and as Margaret Ziegler, whose last known address is Friedrichstrasse 181, Berlin, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered as set forth in Exhibit A, together with all declared and unpaid dividends thereon, and

b. That certain debt or other obligation owing to Gustav Ziegler, also known as Gustave Ziegler, and Margarete Ziegler, also known as Margarite Ziegler and as Margaret Ziegler, by Standard Oil Company, a New Jersey Corporation, 30 Rockefeller Plaza, New York, New York, in the amount of \$10.48, as of December 31, 1945, arising out of the sale of certain scrip issued by said corporation, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on ac-

count of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 12, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

EXHIBIT A

Name and address of corporation	State of incorporation	Type of stock	Number of shares	Certificate No.	Names in which registered
The May Department Stores Co., 6th and Olive St., St. Louis, Mo.	New York.....	\$10 par value common stock..	10	674639.....	Mr. Gustav Ziegler & Margarete Ziegler.
International Telephone & Telegraph Corp., 67 Broad St., New York, N. Y.	Maryland.....	No par value capital stock....	10	NNAF 60363.....	Gustav Ziegler and Margarete Ziegler as joint tenants with right of survivorship and not as tenants in common.
United States Steel Corp., 71 Broadway, New York, N. Y.	New Jersey.....	No par value common stock....	29	PT364S.....	Gustav Ziegler & Margarete Ziegler as joint tenants.
Standard Oil Co., 30 Rockefeller Plaza, New York, N. Y.do.....	\$25 par value capital stock.....	29	C32749.....	Gustav Ziegler & Margarite Ziegler as joint tenants, etc.
The Atchison, Topeka & Santa Fe Ry. Co., 120 Broadway, New York, N. Y.	Kansas.....	\$100 par value common stock....	10	X236123.....	Gustav Ziegler and Margarete Ziegler.
Consolidated Edison Co. of New York, Inc., 4 Irving Pl., New York, N. Y.	New York.....	No par value common stock....	10	12424.....	Gustave Ziegler & Margaret Ziegler.
Southern Pacific Co., 165 Broadway, New York, N. Y.	Kentucky.....do.....	8	F311714.....	Gustave Ziegler and Margarete Ziegler.
Consolidated Natural Gas Co., 30 Rockefeller Plaza, New York, N. Y.	Delaware.....	\$15 par value capital stock....	2	6153347.....	Gustav Ziegler & (Mrs.) Margarite Ziegler as joint tenants.

[F. R. Doc. 47-2629; Filed, Mar. 19, 1947; 8:48 a. m.]

[Vesting Order 7583, Amdt.]

ELIZABETH POCKELS AND ANNA POCKELS

In re: Bank accounts and stock owned by Elizabeth Pockels and Anna Pockels. F-28-6615-A-1, F-28-6615-E-1.

Vesting Order 7583, dated September 5, 1946, is hereby amended as follows and not otherwise:

By deleting the words "Mercantile Trust Company" in the third and fifth paragraphs from the top of the last column of Exhibit A of said vesting order, which column is entitled "Name and Address of Registered Owner" and substituting therefor the words "American Trust Company"

All other provisions of said Vesting Order 7583 and all actions taken by or on behalf of the Alien Property Custodian or the Attorney General of the United States in reliance thereon, pur-

suant thereto and under the authority thereby are hereby ratified and confirmed.

Executed at Washington, D. C., on February 12, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2630; Filed, Mar. 19, 1947;
8:49 a. m.]

[Vesting Order 8378]

ALFRED SCHMANDT ET AL.

In re: Bank accounts owned by Alfred Schmandt et al. F-28-28095-E-1, F-28-28096-E-1, F-28-28097-E-1, F-28-28098-E-1, F-28-28099-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Alfred Schmandt, Karl Schmandt, Kurt Schmandt, Augusta Kusch, and Bertha Weiher, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: Those certain debts or other obligations of The First State Bank of New London, Wisconsin; New London, Wisconsin, arising out of Savings Accounts, entitled as follows: Alfred Schmandt, Karl Schmandt, Kurt Schmandt, Augusta Kusch, Bertha Weiher, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2619; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8379]

HERMINE SCHMETZER

In re: Bank account owned by Hermine Schmetzer, also known as Hermine Schmitzer. F-28-12076-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hermine Schmetzer, also known as Hermine Schmitzer, whose last known address is Reichsbahnhof, Vaihingen-Enz, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Hermine Schmetzer, also known as Hermine Schmitzer, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a Savings Account, Account Number 1,360,124, entitled Hermine Schmetzer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the

national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2620; Filed, Mar. 19, 1947;
8:47 a. m.]

[Vesting Order 8397]

FRAN JOSEPH BORKOWY

In re: Bank account owned by Fran Joseph Borkowy. F-28-25098-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Fran Joseph Borkowy, whose last known address is Frier a d Mosel, Lomast 25, Deutschland, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Fran Joseph Borkowy, by Union Bank of Commerce, 917 Euclid Ave., Cleveland, Ohio, arising out of a checking account, entitled Fran Joseph Borkowy, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 6, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2621; Filed, Mar. 10, 1947;
8:47 a. m.]

[Vesting Order 8398]

OLGA HOEDT

In re: Bank account owned by Olga Hoedt. F-28-18023-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Olga Hoedt, whose last known address is 57 Nachtigallensteig, Schoenwalde over Velten (Mark), Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Olga Hoedt, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a savings account, Account Number 1,345,912, entitled Olga Hoedt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 6, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2622; Filed, Mar. 10, 1947;
8:47 a. m.]

[Vesting Order 8400]

POVEL, LTD.

In re: Debt owing to Povel, Ltd. F-28-26155-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Povel, Ltd., the last known address of which is Nordhorn, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany).

2. That the property described as follows: That certain debt or other obligation owing to Povel, Ltd., by H. W. Giger Corporation of New York, 9 East 37th Street, New York 16, New York, in the amount of \$933.60, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 6, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2623; Filed, Mar. 19, 1947; 8:48 a. m.]

[Vesting Order 8404]

MRS. MARTHA SCHOLZ

In re: Estate of Mrs. Martha Scholz, deceased. File D-28-10480; E. T. Sec. 14900.

Under the authority of the Trading with the Enemy Act, as amended, Execu-

tive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Martha Gudat Laidl, the personal representatives, heirs, next of kin, legatees and distributees of Heinz Gudat and the personal representatives, heirs, next of kin, legatees and distributees of Elfreda Gudat, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the Estate of Mrs. Martha Scholz, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by Hugo Lerchner and Johanna Lerchner, as Executors, acting under the judicial supervision of the Surrogate's Court of Schenectady County, New York;

and it is hereby determined:

4. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Martha Gudat Laidl, the personal representatives, heirs, next of kin, legatees and distributees of Heinz Gudat and the personal representatives, heirs, next of kin, legatees and distributees of Elfreda Gudat, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 7, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2624; Filed, Mar. 19, 1947; 8:48 a. m.]

[Vesting Order 8403]

J. G. CHRISTIAN CORDES

In re: Estate of J. G. Christian Cordes, deceased. File 017-22288.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gretchen Rabius, Mrs. Erna Pangmann, Anni Cordes, Mrs. Christina

Eben, Helene Paradies a/k/a Helene Paradise, Margaretta Paradies a/k/a Mariechen Paradise, Maria Paradies a/k/a Gretchen Wobken, Johanna Paradies a/k/a Johanne Baumuller and Bertha Paradies, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of J. G. Christian Cordes, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Gerald E. Collins, as executor, acting under the judicial supervision of the County Court of Sarpy County, Nebraska;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2625; Filed, Mar. 19, 1947; 8:48 a. m.]

[Supplemental Vesting Order 8403]

BERTHA SCHLUTTIG

In re: Estate of Bertha Schluttig, also known as Bertha R. Schluttig, deceased, File D-28-10217, E. T. sec. 14563.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Sebek, Eugen Schluttig and Herman Schluttig, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the issue, names unknown, of Ernestine Frommold, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subpara-

graphs 1 and 2 hereof, and each of them, in and to the Estate of Bertha Schluttig, also known as Bertha R. Schluttig, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

4. That such property is in the process of administration by Erich Ziesche, as Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the issue, names unknown, of Ernestine Frommold, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-2626; Filed, Mar. 19, 1947;
8:48 a. m.]

[Vesting Order 8425]

A. E. WASSERMAN

In re: Bank accounts, stock, bonds and claims owned by A. E. Wasserman, also known as A. E. Wassermann. F-28-1037-E-3, F-28-1037-E-4, F-28-1037-A-3, F-28-1037-A-4, F-28-1037-A-5, F-28-1037-C-2.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That A. E. Wasserman, also known as A. E. Wassermann, the last known address of which is Bamberg, Germany, is a partnership organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to A. E. Wasserman, also known as A. E. Wassermann, by The New York Trust Company, 100 Broadway, New York, New York, arising out of a

checking account, entitled A. E. Wasserman, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to A. E. Wasserman, also known as A. E. Wassermann, by The First National Bank of Boston, 67 Milk Street, Boston, Massachusetts, arising out of a checking account, entitled A. E. Wassermann, and any and all rights to demand, enforce and collect the same,

c. Thirty (30) shares of capital stock of Consolidated Edison Company of New York, Inc., 4 Irving Place, New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificate number 135156, dated March 7, 1939, registered in the name of White, Weld & Co., and presently in the custody of White, Weld & Co., 40 Wall Street, New York 5, New York, together with all declared and unpaid dividends thereon,

d. Fifty (50) shares of \$5 par value capital stock of Chrysler Corporation, 341 Massachusetts Avenue, Detroit 31, Michigan, a corporation organized under the laws of the State of Delaware, evidenced by certificate number 29938, presently in the custody of Ladenburg, Thalmann & Co., 25 Broad Street, New York 4, New York, together with all declared and unpaid dividends thereon,

e. Eighteen (18) St. Louis-San Francisco Railway Company 4% bearer bonds, Series A, of a total face value of \$12,750, comprising five (5) bonds of \$100 face value each, bearing the numbers 4191 to 4195, one (1) bond of \$250 face value, bearing the number Y8892, and twelve (12) bonds of \$1000 face value each, bearing the numbers M12239 through M12250, presently in the custody of Ladenburg, Thalmann & Co., 25 Broad Street, New York 4, New York, together with any and all rights thereunder and thereto,

f. Four hundred and forty (440) shares of capital stock of Sears, Roebuck & Co., 925 South Homan Avenue, Chicago, Illinois, a corporation organized under the laws of the State of New York, evidenced by certificate number N0487550, for 15 shares, certificate number N0510144, for 25 shares, and certificates numbered N255676 through N255679, for 100 shares each, registered in the name of Halle & Stieglitz, and presently in the custody of Halle & Stieglitz, 25 Broad Street, New York 4, New York, together with all declared and unpaid dividends thereon,

g. Five hundred (500) shares of capital stock of International Nickel Company of Canada, Ltd., Cooper Cliff, Ontario, a corporation organized under the laws of the Dominion of Canada, evidenced by certificates numbered 496947, 452924, 490483, 364183, and 436710, for 100 shares each, registered in the name of Halle & Stieglitz, and presently in the custody of Halle & Stieglitz, 25 Broad Street, New York 4, New York, together with all declared and unpaid dividends thereon,

h. That certain debt or other obligation of Ladenburg, Thalmann & Co., 25 Broad Street, New York 4, New York, in the amount of \$3,321 as of December 31, 1945, appearing on its books and records as owing to Michelis & Co., together with

any and all accruals thereto, and any and all rights to demand, enforce and collect the same, and

i. That certain debt or other obligation of Ladenburg, Thalmann & Co., 25 Broad Street, New York 4, New York, arising out of the redemption for \$8,000 of certain shares of stock of Loveman, Joseph & Loeb held for Michelis & Co., together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-2628; Filed, Mar. 19, 1947;
8:48 a. m.]

[Dissolution Order 49, Amdt.]

STEFFENS, JONES & Co., Inc.

Whereas, in the second paragraph of Dissolution Order No. 49, of February 19, 1947, Vesting Order No. 214, as amended, was, as a result of a typographical error, inadvertently designated as "Vesting Order No. 426";

Now, therefore, Dissolution Order No. 49 of February 19, 1947, is hereby amended as follows and not otherwise;

By changing "Vesting Order No. 426" where it appears in the first line of the second paragraph thereof to "Vesting Order No. 214, as amended"

All other provisions of such Dissolution Order No. 49 are hereby confirmed.

Executed at Washington, D. C., on March 11, 1947.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-2631; Filed, Mar. 19, 1947;
8:49 a. m.]

[Vesting Order 8409]

MINNIE STUDER

In re: Estate of Minnie Studer, deceased. File D-28-11532; E. T. sec. 15731.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Herzog, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the children, names unknown, of Emma Herzog, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in sub-

paragraphs 1 and 2 hereof, and each of them, in and to the Estate of Minnie Studer, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

4. That such property is in the process of administration by H. Otto Giese, as Executor, acting under the judicial supervision of the Superior Court of the State of Washington, for King County; and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof and the children, names unknown, of Emma Herzog, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany),

All determinations and all action required by law, including appropriate

consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-2627; Filed, Mar. 19, 1947; 8:48 a. m.]

